

LINCOLN COUNTY PORT AUTHORITY

V 978106-01

Superfund *U 1024*

S. Fernandez

K. Hernandez

**COMPLETE/CLOSED**

4/27/10

1265970 - R8 SDMS



68473



Karren  
Johnson/R8/USEPA/US  
08/31/2009 04:24 PM

To Sam Fernandez/TMS/R8/USEPA/US@EPA  
cc  
bcc

Subject Fw: Lincoln County Port Authority CAG

I believe Rebecca's intention is to proceed with closeout of the CAG, not terminate the CAG.

\*\*\*\*\*

Karren Johnson  
Budget Analyst (8EPR-SR)  
U.S. EPA Region VIII  
1595 Wynkoop Street  
Denver, CO 80202-1129  
303.312.6159 (office)  
303.312.7151 (fax)  
johnson.karren@epa.gov (email)

----- Forwarded by Karren Johnson/R8/USEPA/US on 08/31/2009 04:23 PM -----



Rebecca  
Thomas/EPR/R8/USEPA/US  
08/31/2009 04:07 PM

To Karren Johnson/R8/USEPA/US@EPA  
cc

Subject Lincoln County Port Authority CAG

Karren - Our Superfund Cooperative Agreement with the Lincoln County Port Authority expires today, August 31, 2009. I met with the grant recipient, Paul Rumelhart, on August 12th and indicated that just over \$4,000 remained in the grant. I also let Mr. Rumelhart know that the grant was about to expire, and if they wanted an extension, the Port Authority would need to submit a written request. I have not received a request for extension, so please proceed to terminate this cooperative agreement. Thanks!

U.S. EPA, Region 8  
Rebecca Thomas (EPR-SR)  
1595 Wynkoop  
Denver, Colorado 80202-1129  
(303) 312-6552



Karren  
Johnson/R8/USEPA/US  
08/04/2009 09:28 AM

To Rebecca Thomas/EPR/R8/USEPA/US@EPA  
cc Sam Fernandez/TMS/R8/USEPA/US@EPA  
bcc  
Subject Re: EXPIRING COOPERATIVE AGREEMENT

To extend the period of performance:

FYI - The recipient must submit a request to extend the project end date (email is sufficient). Requires PO approval. Submit approval (email is sufficient), along with the recipient's request, to Sam Fernandez.

\*\*\*\*\*

Karren Johnson  
Budget Analyst (8EPR-SR)  
U.S. EPA Region VIII  
1595 Wynkoop Street  
Denver, CO 80202-1129  
303.312.6159 (office)  
303.312.7151 (fax)  
johnson.karren@epa.gov (email)  
Rebecca Thomas/EPR/R8/USEPA/US



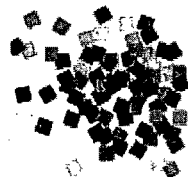
Rebecca  
Thomas/EPR/R8/USEPA/US  
07/29/2009 12:00 PM

To Karren Johnson/R8/USEPA/US@EPA, Sam  
Fernandez/TMS/R8/USEPA/US@EPA  
cc  
Subject Re: EXPIRING COOPERATIVE AGREEMENT

Please extend the period of performance for this CAG with the Lincoln County Port Authority for one year.  
Thanks!

U.S. EPA, Region 8  
Rebecca Thomas (EPR-SR)  
1595 Wynkoop  
Denver, Colorado 80202-1129  
(303) 312-6552

Karren Johnson/R8/USEPA/US



Karren  
Johnson/R8/USEPA/US  
07/07/2009 10:33 AM

To Rebecca Thomas/EPR/R8/USEPA/US@EPA  
cc  
Subject EXPIRING COOPERATIVE AGREEMENT

This is a courtesy notification that the following Cooperative Agreement is due to expire within the next 30 days. Please be advised of the new Grant Policy (GPI 08-02), in conjunction with the HQ Class Waiver issued 10/24/08, limits the project period duration up to fifteen (15) years. Please take the necessary action. If questions let me know.

Site Name	TYPE	PRG	GRANT NO	RECIPIENT	PROJECT START	PROJECT END	COM FEDERAL AWARD AMT	PROJECT OFFICER	GRANT SPECIAL
Libby	Coop Agmnt	V	978106-01-0	LINCOLN COUNTY PORT AUTHORITY	1-Jul-2004	31-Aug-2009	\$50,000	Rebecca Thomas	Sam Ferman

FYI - The recipient must submit a request to extend the project end date (email is sufficient). Requires PO approval. Submit approval (email is sufficient), along with the recipient's request, to Sam Fernandez.

\*\*\*\*\*

Karren Johnson  
Budget Analyst (8EPR-SR)  
U.S. EPA Region VIII  
1595 Wynkoop Street  
Denver, CO 80202-1129  
303.312.6159 (office)  
303.312.7151 (fax)  
johnson.karren@epa.gov (email)



Sam  
Fernandez/TMS/R8/USEPA/US  
S

07/29/2009 12:35 PM

To Rebecca Thomas/EPR/R8/USEPA/US@EPA  
cc Karren Johnson/R8/USEPA/US@EPA  
bcc  
Subject Re: EXPIRING COOPERATIVE AGREEMENT

see Karren's directions below in blue. The recipient must request the extension with acceptable justification.

Sam Fernandez  
Grants Specialist  
Grants, Audit & Procurement Program  
USEPA Region 8  
1595 Wynkoop Street, 8TMS-G  
Denver, CO 80202-1129  
Office: 303-312-6360  
Fax: 303-312-6685  
Email: fernandez.sam@epa.gov  
Rebecca Thomas/EPR/R8/USEPA/US

Rebecca  
Thomas/EPR/R8/USEPA/US  
07/29/2009 12:00 PM

To Karren Johnson/R8/USEPA/US@EPA, Sam  
Fernandez/TMS/R8/USEPA/US@EPA  
cc

Subject Re: EXPIRING COOPERATIVE AGREEMENT

Please extend the period of performance for this CAG with the Lincoln County Port Authority for one year.  
Thanks!

U.S. EPA, Region 8  
Rebecca Thomas (EPR-SR)  
1595 Wynkoop  
Denver, Colorado 80202-1129  
(303) 312-6552

Karren Johnson/R8/USEPA/US

Karren  
Johnson/R8/USEPA/US  
07/07/2009 10:33 AM

To Rebecca Thomas/EPR/R8/USEPA/US@EPA  
cc

Subject EXPIRING COOPERATIVE AGREEMENT

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Site Name	TYPE	PRG	GRANT NO	RECIPIENT	PROJECT START	PROJECT END	COM FEDERAL AWARD AMT	PROJECT OFFICER	GRANT SPECIALIST
Libby	Coop Admin	V	978106-01-0	LINCOLN COUNTY PORT AUTHORITY	1-Jul-2004	31-Aug-2009	\$50,000	Rebecca Thomas	Sam Fernandez

FYI - The recipient must submit a request to extend the project end date (email is sufficient). Requires PO approval. Submit approval (email is sufficient), along with the recipient's request, to Sam Fernandez.

\*\*\*\*\*

Karren Johnson  
Budget Analyst (8EPR-SR)  
U.S. EPA Region VIII  
1595 Wynkoop Street  
Denver, CO 80202-1129  
303.312.6159 (office)  
303.312.7151 (fax)  
johnson.karren@epa.gov (email)



Rebecca  
Thomas/EPR/R8/USEPA/US  
07/29/2009 12:00 PM

To Karren Johnson/R8/USEPA/US@EPA, Sam  
Fernandez/TMS/R8/USEPA/US@EPA

cc

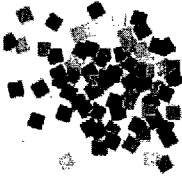
bcc

Subject Re: EXPIRING COOPERATIVE AGREEMENT

Please extend the period of performance for this CAG with the Lincoln County Port Authority for one year.  
Thanks!

U.S. EPA, Region 8  
Rebecca Thomas (EPR-SR)  
1595 Wynkoop  
Denver, Colorado 80202-1129  
(303) 312-6552

Karren Johnson/R8/USEPA/US



Karren  
Johnson/R8/USEPA/US  
07/07/2009 10:33 AM

To Rebecca Thomas/EPR/R8/USEPA/US@EPA

cc

Subject EXPIRING COOPERATIVE AGREEMENT

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Site Name	TYPE	PRG	GRANT NO	RECIPIENT	PROJECT START	PROJECT END	COM FEDERAL AWARD AMT	PROJECT OFFICER	GRANT SPECIAL
Libby	Coop Agmt	V	978106-01-0	LINCOLN COUNTY PORT AUTHORITY	1-Jul-2004	31-Aug-2009	\$50,000	Rebecca Thomas	Sam Fernandez

FYI - The recipient must submit a request to extend the project end date (email is sufficient). Requires PO approval. Submit approval (email is sufficient), along with the recipient's request, to Sam Fernandez.

\*\*\*\*\*

Karren Johnson  
Budget Analyst (8EPR-SR)  
U.S. EPA Region VIII  
1595 Wynkoop Street  
Denver, CO 80202-1129  
303.312.6159 (office)  
303.312.7151 (fax)  
johnson.karren@epa.gov (email)



Karren  
Johnson/EPR/R8/USEPA/US  
01/13/2009 08:27 AM

To Sam Fernandez/TMS/R8/USEPA/US@EPA  
cc Kathryn Hernandez/EPR/R8/USEPA/US@EPA, Stanley  
Christensen/R8/USEPA/US@EPA, Victor  
Ketellapper/EPR/R8/USEPA/US@EPA, Rebecca  
bcc

Subject Change EPA PO V97810601

Sorry. Please change the EPA PO from Kathryn Hernandez to Rebecca Thomas. Thanks.

\*\*\*\*\*

Karren Johnson  
Budget Analyst (8EPR-SR)  
U.S. EPA Region VIII  
1595 Wynkoop Street  
Denver, CO 80202-1129  
303.312.6159 (office)  
303.312.7151 (fax)  
johnson.karren@epa.gov (email)

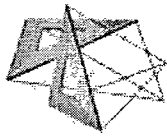
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V97810601  
Lincoln County Port Authority  
Land use planning for Stimson Mill property

With the recent site reassignments, please change the EPA PO from Kathryn Hernandez to Stan Christensen. Thanks.

\*\*\*\*\*

Karren Johnson  
Budget Analyst (8EPR-SR)  
U.S. EPA Region VIII  
1595 Wynkoop Street  
Denver, CO 80202-1129  
303.312.6159 (office)  
303.312.7151 (fax)  
johnson.karren@epa.gov (email)



Kathryn  
Hernandez/EPR/R8/US  
EPA/US

09/19/2007 02:45 PM

To Olive Hofstad/TMS/R8/USEPA/US@EPA

cc Karren Johnson/EPR/R8/USEPA/US@EPA

bcc

Subject Re: Cooperative Agreement 978106-01-0

I was under the impression this had been extended but I heard from Kootenai that although they requested the extension the grant had been closed out. Can you find out what's going on?

Kathryn Hernandez  
USEPA, Region VIII (8EPR-SR)  
999 18th Street, Ste 300  
Denver, CO 80202  
(303) 312-6101 (office)  
(720) 352-7497 (cell)  
Olive Hofstad/TMS/R8/USEPA/US

Olive  
Hofstad/TMS/  
R8/USEPA/US

08/06/2007  
11:15 AM

To Kathryn Hernandez/EPR/R8/USEPA/US@EPA

cc Karren Johnson/EPR/R8/USEPA/US@EPA

Subject Re: Cooperative Agreement 978106-01-0

The extension request needs to come from the recipient to you. You'll then forward the recipient's request to me with your approval as PO. Then, I'll create the amendment.

Olive Hofstad  
USEPA, Region 8, TMS-G  
1595 Wynkoop Street  
Denver, Colorado 80202-1129  
1-800-227-8917, ext. 6467  
or, 303-312-6467 phone  
303-312-6685 fax

Help EPA fight pollution by reporting environmental violations on EPA's website at <http://www.epa.gov/compliance/complaints/index.html>

Kathryn Hernandez/EPR/R8/USEPA/US



Kathryn  
Hernandez/EP  
R/R8/USEPA/U  
S

08/04/2007  
01:26 PM

To Olive Hofstad/TMS/R8/USEPA/US

cc Karren Johnson/EPR/R8/USEPA/US

Subject Re: Cooperative Agreement 978106-01-0

Olive;

I would like to extend Cooperative Agreement 978106-01-0 for 2 years if possible. Please let me know what I will need to do.

Thanks.

Kathryn Hernandez  
USEPA, Region VIII (8EPR-SR)  
999 18th Street, Ste 300  
Denver, CO 80202  
(303) 312-6101(office)  
(720) 951-0974(cell)

FRANCES COSTANZI/EPR/R8/USEPA/US  
08/01/2007 12:09 PM

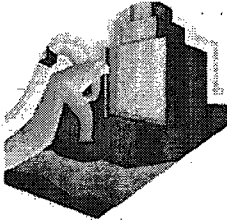
To Olive Hofstader/TMS/R8/USEPA/US  
cc Kathryn Hernandez/EPR/R8/USEPA/US, Karren  
Johnson/EPR/R8/USEPA/US  
bcc  
Subject Cooperative Agreement 978106-01-0

Hi Olive...please change the Project Officer on the above CA with  
the Lincoln County Port Authority from me to Kathy Hernandez. I  
believe Kathy is also going to ask you to extend the period. I  
expect you will be hearing from her shortly.

Thanks Olive and I hope the end of year stuff is going okay for  
you!

Fran





## LINCOLN COUNTY PORT AUTHORITY

*krdc@frontier.net*

### Board Members

**Amy Guth**

*Chair*

**Russ Barnes**

*Board Member*

**Mike Henry**

*Board Member*

**Ardell Filler**

*Board Member*

**Rita Windom**

*Lincoln County Commissioner*

**Jim Mayo**

*Board Member*

**Darren Caldwell**

*Board Member*

**Craig Eaton**

*Board Member*

P.O. 1071

Libby, MT. 59923

Phone: 406-293-8406

Fax: 406-293-2532

Email: [lcport@frontier.net](mailto:lcport@frontier.net)

August 6, 2007

Kathryn Hernandez

USEPA, Region VIII (8EPR-SR)

999-18<sup>th</sup> Street, Ste 300

Denver, CO 80202

Re: Cooperative Agreement 978106-01-0.

Dear Kathryn Hernandez,

The Lincoln County Port Authority is requesting a two year extension to the above mentioned grant. The Business Park is entering into a critical stage of re-development. Lincoln County has been awarded a Community Development Block Grant to upgrade the electrical power distribution system and rehabilitate the spur rail lines inside the park.

At the same time we are searching for funding and assistance to complete the Environmental Assessment of the property and the relationship with the existence of two superfund designations.

The funding provided by this Cooperative Agreement has been absolutely essential in the preparation of the preliminary engineering reports and environmental review necessary for grant submittals. We truly value our relationship with the Environmental Protection Agency and look forward to a strong and productive partnership as we move forward with the redevelopment of the Kootenai Business Park Industrial District.

Sincerely yours,

*Paul Rumelhart*

Paul Rumelhart

Executive Director

*krdc@clink.com*



Peggy Churchill/EPR/R8/USEPA/US

12/21/2005 02:40 PM

To Olive Hofstadter/TMS/R8/USEPA/US@EPA

cc

bcc

Subject Fw: Grant Extension Request Port Authority

Hi Olive,

The Port Authority sent this revision to the statement of work for agreement #V9781060. I hope this is what is necessary to grant them the extension. Can you let me know if I need to ask them to do anything else?

Thanks.



Amended Scope of Work.doc

Peggy Churchill  
US EPA (EPR-SR)  
999 18th St. Suite 500  
Denver, CO 80202  
303-312-6137

----- Forwarded by Peggy Churchill/EPR/R8/USEPA/US on 12/21/2005 02:37 PM -----



Jim Christiansen/EPR/R8/US  
EPA/US

11/18/2005 09:46 AM

To Peggy Churchill/EPR/R8/USEPA/US@EPA

cc

Subject Fw: RE: Grant Extension Request Port Authority

I think this is going ok. Since you are already working with Olive, can you take this one over too? You'll eventually be the PO. At this point, we need to confirm what I wrote with Olive, get the Port Auth to act on it, then get it approved and move on. Maybe Ted can work with them on marketing.

-----Forwarded by Jim Christiansen/EPR/R8/USEPA/US on 11/18/2005 09:45AM -----

To: Jim Christiansen/EPR/R8/USEPA/US@EPA  
From: Kootenai River Development <krdc@frontiernet.net>  
Date: 11/18/2005 08:51AM  
Subject: RE: Grant Extension Request Port Authority

Jim, thank you for your positive support on this. What I would like to clarify is I now need to wait for Olive to respond to you or me? I don't want to lose a window of opportunity. Also, is there someone you would recommend within the EPA to work on some of the marketing so that we can meet both of our needs?  
Again, thanks Jim, I look forward to hearing from. Have a great Thanksgiving Holiday.  
Deb

PS.....KRDC has a new email address effective now.....krdc@frontiernet.net if you would please update your records.

-----Original Message-----

From: Christiansen.Jim@epamail.epa.gov  
[mailto:Christiansen.Jim@epamail.epa.gov]  
Sent: Monday, November 14, 2005 1:16 PM  
To: krdc@clink.com

**ATTORNEY GENERAL  
STATE OF MONTANA**

**Mike McGrath  
Attorney General**



**Department of Justice  
215 North Sanders  
PO Box 201401  
Helena, MT 59620-1401**

August 11, 2004

United States Environmental Protection Agency  
Region VII, Mail Code 8TMS  
Grants, Audits, and Procurement Program Office  
999 18th Street, Suite 300  
Denver, CO 80202-2456

Attn: Marshelle Howard

Re: Lincoln County Port Authority, \$50,000 Cooperative Agreement Grant

Dear Ms. Howard:

Mont. Code Ann. § 7-4-1101 provides that any county may, by resolution of its governing body, create a "public body, corporate and politic, to be known as a local port authority." Among the many powers granted to a local port authority is the specific authority to accept, receive, and spend federal and state money and other public or private money made available by grant or loan to accomplish the authorities purpose. See Mont. Code Ann. § 7-14-1136.

Lincoln County has created Lincoln County Port Authority by Resolution No. 588-A. As a legally created local port authority, Lincoln County Port Authority has the statutory authority to receive and spend federal and state grant money.

Sincerely,

A handwritten signature in cursive script, reading "Chris D. Tweeten".

**CHRIS D. TWEETEN  
Chief Civil Counsel**

cdt/gg

**RECEIVED**

**AUG 16 2004**

**TMS-G OFFICE**



Marshelle  
Howard/TMS/R8/USEPA/US  
08/02/2004 08:15 AM

To Jim Christiansen/EPR/R8/USEPA/US@EPA  
cc  
bcc  
Subject Letter from the MT State

Hello,

I will need a letter from the state declaring the Port of Authority a political subdivision. Its a letter saying it is okay for them to receive federal funds. Port of Authority should be able to call over to the State and get the letter. Let me know if you need any help.

Marshelle R Howard  
Grants Specialist  
Technical & Management Services  
Grants, Audit & Procurement Program  
Office: 303-312-7833  
Fax: 303-312-6685  
Email: [howard.marshelle@EPA.gov](mailto:howard.marshelle@EPA.gov)

# NEW/CONTINUATION APPLICATION REVIEW SHEET

Assistance ID No.: V 978106-01

Recipient: Lincoln County Port Authority

Application Date: 7/17/04 Date Application Received: 7/26/04

Type of Recipient: \_\_\_ State; \_\_\_ Tribe; \_\_\_ Nonprofit; \_\_\_ Ed. Inst.; \_\_\_ Local Gov.; X Other

The applicant has provided the following required information	Y	N	N/A	Comments
Is the Application (SF-424) signed by the recipient authorized official with an original signature?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
If not signed by the authorized official is there a document that authorized the signature?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Does the SF-424 include a EIN Number	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Does the SF-424 include a DUNS Number?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Was the Intergovernmental Review Compliance (required by ND & UT) submitted?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Date application was made available for Executive Order 12372: _____				
<i>Certifications and other forms (original signatures)</i>				
SF 424B - Assurances, Non-Construction Programs	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Certification Regarding Lobbying > \$100,000)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Debarment, Suspension and other Responsibility Matters (EPA Form 5700-49)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Pre-award Compliance Report ( EPA Form 4700-4)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Certification on file/Bundle	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

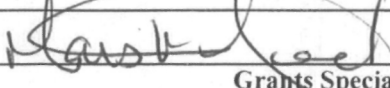
The applicant has provided the following required information	Y	N	N/A	Comments
<b>Other information (attachments to SF-424)</b> Work plan/Narrative Budget Detail Additional Information/Contact List Nonprofit Information Articles of Incorporation - Non-profit organizations Non-profit IRS Code Designation for 501(c)(4) Certification of Good Standing with State Superfund - Procurement Certification SRF- Intended Use Plan/Priority List SRF - Attorney General Certification	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	
Is the EPA Project Officer certified current?	<input checked="" type="checkbox"/>	<input type="checkbox"/>		Certification Expiration Date
Was a Single Audit performed?	<input type="checkbox"/>	<input type="checkbox"/>		Fiscal Year Ending
If Yes, dose the single audit indicate that EPA has current year audit funding related to direct funding or prior audit finding ?	<input type="checkbox"/>	<input type="checkbox"/>		



The Grants Specialist should follow up with the applicant and/or the EPA Project Officer for any missing items. In addition, the Grants Specialist should communicate the results of the administrative review of the assistance application with the EPA Project Officer, especially when significant issues have been identified (e.g., unallowable activities or costs, ineligible applicant).

Using the information provided in the applicant's completed application and the program office's funding recommendation package, determine the following:	Y	N	N/A	Remarks
<b>Budget Review</b>				
<i>Budget (allowable, allocable and reasonableness)</i>				
• Personnel(salary and hour appear to be reasonable)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
• Travel In-State (destination, purpose & number appear reasonable)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
• Travel Out-State (destination, purpose & number appear reasonable)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
• Equipment (e.g., list of equipment costing \$5,000 or more)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
• Supplies (appear to be reasonable)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
• Contractual (Is there a breakout of proposed contracts and do they appear allowable)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
• Other (appear allowable, allocable and reasonable)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Consultant services costs included in the budget do no exceed EPA's threshold:.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	EPA Consultant Threshold \$136,000 per year, \$521.28 per day or \$65.16 per hour
List any questioned costs (i.e., those requiring additional information from the applicant) or unallowable costs below and discuss with the EPA Project Officer:  <div style="display: flex; justify-content: space-between;"> <span><u>Item</u></span> <span><u>Amount</u></span> </div> <div style="display: flex; justify-content: space-between;"> <hr style="width: 40%;"/> <span>\$ _____</span> </div> <div style="display: flex; justify-content: space-between;"> <hr style="width: 40%;"/> <span>\$ _____</span> </div>				
The budget is complete and the proposed costs are allocable, allowable, reasonable in accordance with Office of Management and Budget Cost Principles.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<i>C. Pre-Award Costs</i>				
Pre-award costs in the amount of \$_____ are included in the proposed budget and a justification is attached. (Note, for continuing environmental program grants, the application must have been received prior to the expiration of the previous budget period.) Condition the assistance agreement as appropriate.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

Using the information provided in the applicant's completed application and the program office's funding recommendation package, determine the following:	Y	N	N/A	Remarks
<p><b>Indirect Costs</b> Indirect costs are included in the proposed budget.</p> <p>Type: Fixed: ____ Final: ____ Provisional: ____</p> <p>Rates: _____ % _____ % _____ %</p> <p>Base: _____</p> <p>Indirect Cost Amount Requested: \$ _____</p> <p>_____ The Grantee is a <u>State Agency, Tribe or University</u> and the current Indirect Cost Agreement is in-house</p> <p>_____ The Grantee is a <u>Local Government</u>, the recipient must retain the allocation plan in its files.</p> <p>_____ The Grantee falls under <u>Part 30</u>, and the indirect cost rate does <u>NOT</u> exceed the threshold, the recipient must retain allocation plan in their files.</p> <p>_____ The Grantee falls under <u>Part 30</u>, and exceeds the threshold, and the agreement will be condition.</p>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Threshold - Nonprofits</p> <p>Indirect Costs are less than \$100,000</p> <p><u>or</u></p> <p>Indirect Costs are less than \$200,000 and are 35% or less of the total project costs.</p>
<p><b>Matching Share/MOE/LOE</b> Statutory match requirement (or MOE/LOE): _____ % \$ _____</p> <p>Match % per application: Federal _____ % Non-Federal _____ %</p> <p>Basis and source of match _____ Cash: _____ (In-Kind) _____</p> <p>(Is there documentation to support its calculation of the value of the In-Kind amount)?</p>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<b>Other Considerations</b>				
All required items and approvals in the Funding Recommendation package have been adequately addressed by the Project Officer.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
All issues identified in the administrative reviews of the application, budget and work plan have been addressed and/or the assistance agreement has been conditioned accordingly.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

 Grants Specialist	8/2/04 Date
--	----------------

AMENDED SCOPE OF WORK  
EPA SUPERFUND  
COOPERATIVE GRANT  
AGREEMENT # V97810601

## 4.2 Scope of Work

CTA Architects Engineers (CTA) and the Lincoln County Port Authority have completed Phase I, II and III of the original Scope of Work. We are currently working on Phase IV and V, described in more detail below.

### Phase IV:

#### Physical Site Analysis, Land Planning, and Cost Estimate

- Focus on evaluating the existing natural features of the site as well as compiling the existing infrastructure assessment data to provide direction toward the physical conceptual master plan.
- This site analysis will ultimately provide a composite suitability analysis that will delineate the optimum physical locations for proposed site elements and future redevelopments.
- This process will also include surveying and platting of land for possible sale and development. The proceeds from any possible sale will be reinvested in the site for future economic needs.

#### Mainstream Park/Developable Land

- 197 acres suitable for Light Industrial and Manufacturing which would include:
  - i. Either subdivide or existing structures
  - ii. New facilities built by us or business tenants
- Identify land for agriculture use such as tree farm or traditional agriculture crops
- Subdivide property for Industrial and manufacturing use either leased or sold
- Sites to average 3 to 5 acres

#### Prime US Highway 2 Frontage/Developable Land

- 15 acres
- Prime Retail location
  - i. Survey for subdivide
  - ii. Utility considerations, water, sewer and phone
  - iii. Ingress and egress from Highway 2
  - iv. Advertise property for sale or lease

#### Non Developable Land/Usage

- 35 acres not suitable for Light Industrial or Manufacturing development but available for the following community uses
  - i. Walking paths
  - ii. Fish ponds
  - iii. ATV trails
  - iv. Motocross Arena

#### Phase V:

##### Marketing the Property to Prospective Tenants

- The Port will focus on the optimum marketing area which will attract firms in the targeted clusters and give the maximum exposure needed to create the business park.

#### Possible Wood Cluster Markets

- i. Small Diameter Log Mill
- ii. Trusses Manufacture
- iii. Prefab Wood Buildings
- iv. Ready to Assemble furniture markets
- v. Fire wood packaging
- vi. Post & Rail manufacturing

#### Possible Other Facility Land Use

- Central Maintenance Building
  - i. Landscape Rock Business
  - ii. Heavy equipment repair shop
  - iii. Machine Shop
  - iv. Mining
  - v. Medical
  - vi. Engineering office space
  - vii. Internet marketing
  - viii. IT Telephone support center
- In implementing this Phase the Port will develop a marketing brochure and a web site to allow for greater access of the business park information to potential businesses. The Port will work with the EPA on marketing and promoting how safe, clean environment at the business park once the cleanup is completed. The Port will work closely with the EPA or a representative they would recommend for the best possible strategy to complete this part of the project.

The cost to complete Phase IV and V is \$54,000.00.

We are asking for an extension of time for this grant from September 1, 2005 to August 31, 2007.

# APPLICATION FOR FEDERAL ASSISTANCE

Version 7/03

<b>1. TYPE OF SUBMISSION:</b> Application		<b>2. DATE SUBMITTED</b> July 16, 2004	<b>Applicant Identifier</b>
<input type="checkbox"/> Construction	<input type="checkbox"/> Pre-application	<b>3. DATE RECEIVED BY STATE</b>	<b>State Application Identifier</b>
<input checked="" type="checkbox"/> Non-Construction	<input type="checkbox"/> Construction	<b>4. DATE RECEIVED BY FEDERAL AGENCY</b>	<b>Federal Identifier</b>
<input type="checkbox"/> Non-Construction			

<b>5. APPLICANT INFORMATION</b>		<b>Organizational Unit:</b>	
Legal Name: Lincoln County Port Authority		Department:	
Organizational DUNS: 147298710		Division:	
Address:		<b>Name and telephone number of person to be contacted on matters involving this application (give area code)</b>	
Street: P. O. Box 1071		Prefix: Mr.	First Name: Paul
City: Libby		Middle Name J.	
County: Lincoln		Last Name Rumelhart	
State: Montana	Zip Code 59923	Suffix:	
Country: USA		Email: krdc@lclink.com	

<b>6. EMPLOYER IDENTIFICATION NUMBER (EIN):</b> 20-0527707	<b>Phone Number (give area code)</b> 406.293.8406	<b>Fax Number (give area code)</b> 406.293.2532
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<b>8. TYPE OF APPLICATION:</b> <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision If Revision, enter appropriate letter(s) in box(es) (See back of form for description of letters.) Other (specify)	<b>7. TYPE OF APPLICANT:</b> (See back of form for Application Types) B - County Other (specify)
---	--

<b>10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER:</b> 66-809	<b>11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT:</b> Business & Recreational Site Plan for former Stimson Mill site now owned by Lincoln County Port Authority
<b>12. AREAS AFFECTED BY PROJECT (Cities, Counties, States, etc.):</b> Lincoln County, Montana	

<b>13. PROPOSED PROJECT</b>	<b>14. CONGRESSIONAL DISTRICTS OF:</b>
Start Date: 7/1/04	a. Applicant Montana - at large
Ending Date: 10/1/04	b. Project Montana - at large

<b>15. ESTIMATED FUNDING:</b>		<b>16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?</b>
a. Federal	\$ 50,000.00	a. Yes. <input type="checkbox"/> THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON
b. Applicant	\$ 10,000.00	DATE:
c. State	\$ 20,659.00	b. No. <input checked="" type="checkbox"/> PROGRAM IS NOT COVERED BY E. O. 12372
d. Local	\$ 0.00	<input type="checkbox"/> OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW
e. Other	\$ 63,341.00	
f. Program Income	\$ 0.00	<b>17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?</b>
g. TOTAL	\$ 145,000.00	<input type="checkbox"/> Yes If "Yes" attach an explanation. <input checked="" type="checkbox"/> No

**18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.**

<b>a. Authorized Representative</b>		
Prefix Mr.	First Name James	Middle Name E.
Last Name Mayo		Suffix
<b>b. Title</b> Chairman		<b>c. Telephone Number (give area code)</b> 406.295.3406
<b>d. Signature of Authorized Representative</b> <i>James E. Mayo</i>		<b>e. Date Signed</b> July 17, 2004

Previous Edition Usable  
Authorized for Local Reproduction

Standard Form 424 (Rev.9-2003)  
Prescribed by OMB Circular A-102

**RECEIVED**  
**JUL 26 2004**  
**TMS-G OFFICE**



## Budget Information — Non-Construction Programs

OMB Approval No. 0348-0044

### Section A - Budget Summary

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. Superfund Cooperative Agree	66.809	\$	\$	\$ 50,000	\$ 95,000	\$ 145,000
2.					see note below	
3.						
4.						
5. Totals		\$	\$	\$ 50,000	\$ 95,000	\$ 145,000

### Section B - Budget Categories

6. Object Class Categories	Grant Program, Function or Activity				Total
	(1)	(2)	(3)	(4)	(5)
a. Personnel	\$ 0	\$	\$	\$	\$
b. Fringe Benefits	0				
c. Travel	0				
d. Equipment	0				
e. Supplies	5,000				5,000
f. Contractual	140,000				140,000
g. Construction					
h. Other					
i. Total Direct Charges (sum of 6a-6h)	145,000				145,000
j. Indirect Charges					
k. Totals (sum of 6i and 6j)					
7. Program Income	\$	\$	\$	\$	\$

**Section C - Non-Federal Resources**

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) Totals
8. Superfund CA	\$ 10,000	\$ 20,659	\$ 64,341	\$ 95,000
9.				
10.				
11.				
12. Total (sum of lines 8 - 11)	\$ 10,000	\$ 20,659	\$ 64,341	\$ 95,000

**Section D - Forcasted Cash Needs**

	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 50,000	\$ 50,000	\$	\$	\$
14. Non-Federal	95,000	95,000			
15. Total (sum of lines 13 and 14)	\$ 145,000	\$ 145,000	\$	\$	\$

**Section E - Budget Estimates of Federal Funds Needed for Balance of the Project**

(a) Grant Program	Future Funding Periods (Years)			
	(b) First	(c) Second	(d) Third	(e) Fourth
16.	\$ 0	\$ 0	\$ 0	\$ 0
17.				
18.				
19.				
20. Total (sum of lines 16-19)	\$ 0	\$ 0	\$ 0	\$ 0

**Section F - Other Budget Information**

21. Direct Charges	22. Indirect Charges
--------------------	----------------------

## 23. Remarks

Part of the project is funded through a USDA RBEG Grant = \$44,341 already received and a USFS RCA Grant = \$20,000 already received.

# BUDGET DETAIL

## A. Personnel

Position	Number	Salary	Work Years	Amount
N/A				\$ -

## B. Fringe Benefits

Base	N/A			
Rate				
b. FRINGE BENEFITS TOTAL				\$ -

## C. Travel

N/A				\$ -
-----	--	--	--	------

## D. Equipment

N/A				\$ -
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## E. Supplies

Office Supplies	\$ 500			
Sample Supplies (water, etc.)	\$ 1,500			
Permits	\$ 3,000			
e. SUPPLIES Total				\$ 5,000

## F. Contractual

CTA Consultants and Engineers	\$ 130,000			
(Consulting contract to provide				
all services needed for Land Use Plan				
Kootenai River Development Corp.	\$ 10,000			
(Administrative services for LCPA)				
f. CONTRACTUAL TOTAL				\$ 140,000

## G. Construction

N/A				\$ -
-----	--	--	--	------

## H. Other

N/A				\$ -
I. TOTAL DIRECT COSTS	\$			145,000
J. INDIRECT COSTS	\$			-
K. TOTAL PROPOSED COSTS:	\$			-
FEDERAL FUNDS REQUESTED:	\$ 50,000			
RECIPIENT SHARE OF TOTAL PROPOSED COSTS:	66%			
FEDERAL SHARE OF TOTAL PROPOSED COSTS:	34%			

# **EXHIBIT B**

**BUSINESS AND RECREATION PARK  
BUDGET  
LAND USE ASSESSMENT AND MASTER PLAN  
FORMER STIMSON MILL PROPERTY**

Item	DESCRIPTION	Project Total	EPA Request	CASH AND IN-KIND MATCHING FUNDS		Total Match by Source	
				Source	Amount	AMT	Source
Phase 1	External Assessment	\$ 18,000		USDA RBEG Grant (pending)	\$ 18,000		
Phase 2	Internal Assessment - Civil Engr.	\$ 19,000		USDA RBEG Grant (pending)	\$ 19,000		
Phase 3	Internal Assessment - Structural, MPF, Electrical, Communications,	\$ 39,000	\$ 31,659	USDA RBEG Grant (pending)	\$ 7,341	\$ 44,341	RBEG
Phase 4	Physical Site Analysis, Land Planning, Cost Estimate (Master Plan)	\$ 25,000	\$ 18,341	USFS RCA Grant	\$ 6,659		
Phase 5	Marketing Plan/Implementation	\$ 29,000		USFS RCA Grant	\$ 13,341	\$ 20,000	USFS
				MT Dept of Commerce - CDBG TA Grant	\$ 15,659		
CTA CONTRACT SUBTOTAL		\$ 130,000					
Reimbursible Expenses		\$ 5,000		MT Dept of Commerce - CDBG TA Grant	\$ 5,000	\$ 20,659	CDBG
Project Oversight 5 mo. @ \$2,000/mo.		\$ 10,000		KRDC (In-Kind committed)	\$ 10,000	\$ 10,000	KRDC
GRAND TOTAL - PROJECT		\$ 145,000	\$ 50,000.00		\$ 95,000	\$ 95,000	

EXHIBIT B  
BUDGET

**ASSURANCES - NON-CONSTRUCTION PROGRAMS**

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**


**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.



9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL		TITLE	
		CHAIRMAN	
APPLICANT ORGANIZATION		DATE SUBMITTED	
LINCOLN COUNTY PORT AUTHORITY		7/22/04	



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

## PROCUREMENT SYSTEM CERTIFICATION

Form Approved  
OMB No. 2030-0020

APPLICANT'S NAME

LINCOLN COUNTY PORT AUTHORITY

ASSISTANCE APPLICATION NUMBER

APPLICANT'S ADDRESS

P. O. BOX 1071  
111 East Lincoln Blvd.  
Libby, MT 59923

### SECTION I - INSTRUCTIONS

The applicant must complete and submit a copy of this form with each application for EPA Assistance. If the applicant has certified its procurement system to EPA within the past 2 years and the system has not been substantially revised, complete Part A in Section II, then sign and date the form. If the system has not been certified within the past 2 years, complete Part B, then sign and date the form.

### SECTION II - CERTIFICATION

A. I affirm that the applicant has within the past 2 years certified to EPA that its procurement system complies with 40 CFR Part 33 and that the system meets the requirements in 40 CFR Part 33. The date of the applicant's latest certification is:

MONTH/YEAR

B. Based upon my evaluation of the applicant's procurement system, I, as authorized representative of the applicant: *(Check one of the following:)*

- ☒ 1. **CERTIFY** that the applicant's procurement system will meet all of the requirements of 40 CFR Part 33 before undertaking any procurement action with EPA assistance

Please furnish citations to applicable procurement ordinances and regulations

- ☒ 2. **DO NOT CERTIFY THE APPLICANT'S PROCUREMENT SYSTEM.** The applicant agrees to follow the requirements of 40 CFR Part 33, including the procedures in Appendix A, and allow EPA preaward review of proposed procurement actions that will use EPA assistance.

TYPED NAME AND TITLE

James. E. Mayo, Chairman

SIGNATURE

*James E. Mayo*

DATE

July 17, 2004

EPA Project Control Number

United States Environmental Protection Agency  
Washington, DC 20460

**Certification Regarding  
Debarment, Suspension, and Other Responsibility Matters**

The prospective participant certifies to the best of its knowledge and belief that it and the principals:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for otherwise criminally or civilly charged by a government entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1) (b) of this certification; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated or cause or default.

I understand that a false statement on this certification may be ground for rejection of this proposal or termination of the award. In addition, under 18 USC Sec. 1001, a false statement may result in a fine of up to \$10,000 or imprisonment for up to 5 years, or both.

James E. Mayo, Chairman

Type of Name & Title of Authorized Representative

  
Signature of Authorized Representative Date



I am unable to certify to the above statements. My explanation is attached.

# INTERGOVERNMENTAL REVIEW COMPLIANCE

## BACKGROUND

On June 24, 1983, the Environmental Protection Agency (EPA) published a final regulation (40 CFR Part 29) to implement Executive Order 12372, "Intergovernmental Review of Federal Programs." That Order revoked and replaced the intergovernmental consultation system required by OMB Circular A-95.

## APPLICABILITY

The EPA program for which you are applying may be subject to your State's intergovernmental review process and/or the consultation requirement of Section 204, Demonstration Cities and Metropolitan Development Act. Programs eligible for State review and subject to Section 204 are identified on page 29304 of the FEDERAL REGISTER NOTICE (see back). If your application is under a program listed, you must contact your State's Single Point of Contact to find out if the program was selected for coverage by the State process and, if the program was selected, to receive information about your State's review process requirements and procedures. The present roster of State Contracts is included in this package. If the program for which you are applying is subject to Section 204, you must notify areawide metropolitan or regional planning agencies and/or general government units authorized to govern planning for the locale of your project of your intended application. EPA WILL NOT PROCESS YOUR APPLICATION WITHOUT EVIDENCE OF YOUR COMPLIANCE WITH THESE REQUIREMENTS.

\*\*\*\*\*

COMPLETE THIS FORM AND MAIL TO THE REGION VIII OFFICE LISTED IN THIS APPLICATION KIT

A. Applicant Name: LINCOLN COUNTY PORT AUTHORITY

B. Catalog of Federal Domestic Assistance Number and Title

66. 809 Superfund Cooperative Agreement  
(Number) (Title)

1. Program subject to State Process:      Yes   x   No

2. Application/Preapplication/Notices of Intent Sent to State Processes On:

\_\_\_\_\_

(Date)

3. Program Subject to Section 204:      Yes   x   No

(Over)

List of program subject to Section 204, Demonstration Cities and Metropolitan Development Act



Washington, DC 20460  
Preaward Compliance Review Report for  
All Applicants Requesting Federal Financial Assistance

FORM Approved  
OMB No. 2030-0020  
Expires 12-31-05

Note: Read instructions before completing form.

I. A. Applicant (Name, City, State) LINCOLN COUNTY PORT AUTHORITY Libby, Montana	B. Recipient (Name, City, State) LINCOLN COUNTY PORT AUTH. Libby, Montana	C. EPA Project No.
II. Brief description of proposed project, program or activity. Business and recreational Site Plan for former Stimson Mill site property now owned by Lincoln County Port Authority.		
III. Are any civil rights lawsuits or complaints pending against applicant and/or recipient? If yes, list those complaints and the disposition of each complaint.		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
IV. Have any civil rights compliance reviews of the applicant and/or recipient been conducted by any Federal agency during the two years prior to this application for activities which would receive EPA assistance? If yes, list those compliance reviews and status of each review.		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
V. Is any other Federal financial assistance being applied for or is any other Federal financial assistance being applied to any portion of this project, program or activity? If yes, list the other Federal Agency(s), describe the associated work and the dollar amount of assistance. USDA RBEG GRANT - Land Use Plan \$44,341 USFS RCA GRANT Land Use Plan \$20,000		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
VI. If entire community under the applicant's jurisdiction is not served under the existing facilities/services, or will not be served under the proposed plan, give reasons why. N/A		
VII. Population Characteristics		Number of People
1. A. Population of Entire Service Area		
B. Minority Population of Entire Service Area		
2. A. Population Currently Being Served		
B. Minority Population Currently Being Served		
3. A. Population to be Served by Project, Program or Activity		
B. Minority Population to be Served by Project, Program or Activity		
4. A. Population to Remain Without Service		
B. Minority Population to Remain Without Service		
VII. Will all new facilities or alterations to existing facilities financed by these funds be designed and constructed to be readily accessible to and usable by handicapped persons? If no, explain how a regulatory exception (40 CFR 7.70) applies. N/A		<input type="checkbox"/> Yes <input type="checkbox"/> No
IX. Give the schedule for future projects, programs or activities (or of future plans), by which services will be provided to all beneficiaries within applicant's jurisdiction. If there is no schedule, explain why. N/A		
X. I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.		
A. Signature of Authorized Official <i>James E. Mayo</i>	B. Title of Authorized Official Chairman	C. Date 7/22/04
For the U.S. Environmental Protection Agency		
<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved	Authorized EPA Official	Date

**CERTIFICATION REGARDING LOBBYING**

**CERTIFICATION FOR CONTRACTS, GRANTS,  
LOANS, AND COOPERATIVE AGREEMENTS**

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including sub-contracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

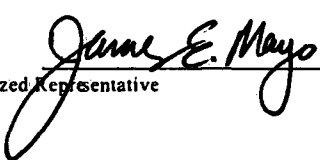
This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31 U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

James E. Mayo, Chairman

Typed Name & Title of Authorized Representative

Signature of Authorized Representative

Date

 7/22/04

**COOPERATIVE AGREEMENT  
APPLICATION  
FOR  
PLANNING ACTIVITIES AT STIMSON MILL PROPERTY  
OPERABLE UNIT FOUR OF THE LIBBY ASBESTOS  
NATIONAL PRIORITIES LIST SITE**

**LINCOLN COUNTY, MONTANA**

Prepared by:

Lincoln County  
Port Authority  
P. O. Box 621  
Libby, Montana 59923

For:

United States  
Environmental Protection Agency  
Region VIII  
Denver, Colorado

July 20, 2004

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## **1.0 INTRODUCTION**

In November 1999, the EPA Region VIII Superfund Program initiated emergency response actions in Libby, Montana. Response activities focused on rapidly assessing the nature of the problem and taking immediate actions to eliminate high-priority sources of Libby asbestos (LA). In February 2002 the Libby Asbestos Site was proposed to the Superfund National Priority List and the site was listed in October of 2002, ensuring and demonstrating EPA's long-term commitment to addressing health risks at the site.

This CA application identifies the tasks and activities the Lincoln County Port Authority (LCPA) will conduct at the former Stimson Mill site adjacent to the City of Libby, and within the Superfund NPL site. This request for funding includes a portion of the planning activities already agreed upon by the LCPA and its consultant CTA Architects Engineers (CTA).

## **2.0 SITE BACKGROUND**

### **2.1 Site Location**

The Libby Asbestos Site is located within Sections 3 and 10, T30N, R31W of the Libby Quadrangle in Lincoln County, Montana. The Libby Asbestos Site includes a vermiculite mine, two former vermiculite processing centers (the former screening plant and the former export plant), the road between the former screening plant and the mine site (Rainy Creek Road), and homes and other businesses, which may have become contaminated with asbestos fibers as a result of the vermiculite mining and processing conducted in and around the city of Libby. The Libby Asbestos Site also includes the town of Troy located 18 miles west of Libby.

### **2.2 Site History**

Vermiculite was discovered seven miles northeast of Libby, Montana in 1881 by gold miners. In the early 1920s, Mr. Edward Alley began initial mining operations on the vermiculite ore body. Full-scale operations began later that decade under the name of the Universal Zonolite Insulation Company (Zonolite). This ore body contained amphibole asbestos fibers with compositions including tremolite, actinolite, richterite, and winchite (herein referred to as LA) as defined by B. E. Leake, et al. (1997). Unlike the commercially exploited chrysotile asbestos, the Libby amphibole material has never been used commercially on a wide scale and, for the mine's operating life; it was considered a byproduct of little or no value. The commercially exploited vermiculite was used in a variety of products, including insulation and construction materials, as a carrier for fertilizer and other agricultural chemicals, and as a soil conditioner.

The vermiculite ore was mined using standard strip mining techniques and conventional mining equipment. The ore was then processed in an onsite dry mill to remove waste rock and overburden material. Once "cleaned," the processed ore was transported from the mine to the former screening plant, which sorted the ore into five size ranges. After the sorting process, the material was shipped to various locations across the United States, either for direct inclusion in products or for "expansion" prior to use in products. Expansion (also known as "exfoliation" or "popping") was accomplished by heating the ore, usually in a dry kiln, to approximately 2000 degrees Fahrenheit. This process explosively vaporizes the water contained within the mica structure causing the vermiculite to expand by a factor of 10 to 15. This produces the vermiculite material most commonly seen in stores and sold as soil conditioner for gardens and greenhouses.

In 1963, W.R. Grace & Company (Grace) purchased Zonolite and continued vermiculite-mining operations in a similar fashion. In 1975, a wet milling process was added that operated in tandem with the dry mill until the dry mill was taken off line in 1985. The wet milling process was added to reduce dust generation of the milling process. Expansion operations at the former export plant ceased in Libby sometime prior to 1981 although this area was still used to bag and export milled ore until mining operations were stopped in 1990. Before the mine closed in 1990, Libby produced about 80 percent of the world's supply of vermiculite.

From 1999 through 2001, EPA Region VIII's Emergency Response Branch (ERB) conducted sampling and cleanup activities to address highly contaminated areas in the Libby Valley. The ERB investigation was initiated in response to media articles, which detailed extensive asbestos-related health problems in the Libby population. While at first the situation was thought limited to those with direct or indirect occupational exposures, it soon became clear that there were multiple exposure pathways and many persons with no link to mining-related activities were affected.

Typically, the amphibole asbestos contamination found in the Libby Valley comes from one or some combination of "primary" sources: vermiculite mining wastes, vermiculite ores, vermiculite processing wastes, bulk residuals from vermiculite processing, "LA-containing rocks," or Libby vermiculite attic insulation. Asbestos from these primary sources has been found in interior building dust samples and local soils, which in turn act as secondary sources. The goals of ERB were to find and identify areas with elevated levels of asbestos (the primary sources) and remove them. ERB conducted contaminated soil removals at the former export plant location, the former screening plant and adjacent properties, and several residential properties with asbestos source materials present. Details of these operations can be found in the EPA's applicable Action Memoranda.

LA containing vermiculite products have been used in the past at an unknown number of properties, and, as a result, EPA determined that each property in the Libby Valley required screening for potential sources of LA. EPA began a systematic screening, called the Libby Contaminant Screening Study (LCSS), of all Libby residences and businesses in May 2002. The LCSS was designed to use a combination of visual inspections, verbal interviews, and outdoor soil sampling to screen for the presence or absence of potential sources of LA in areas where exposure is most likely to occur. The objective was to classify properties as either: (1) requiring emergency response cleanup; (2) requiring more investigation before a decision can be made; or (3) likely requiring no further action.

Stimson deeded over the 411 acres to the Port Authority on December 12, 2003. The mill site has been used since the early 1900's as a sawmill site, tree nursery, log deck yards, plywood plant, and shipping area for wood products harvested from the local area. After several ownership changes over time, Stimson Lumber Company closed the final mill operations, citing adverse global market conditions and outdated equipment as reasons for terminating its operations. Subsequently, Stimson donated the land to the Lincoln County Port Authority. The site will be developed into a business and recreation park that will contribute to the economy and quality of life of the area. The site now has several tenants and other prospective interested parties. The site has significant assets including two large wooden buildings (five acres and two acres) along with several other structures. The infrastructure includes sewer, water, power,

roads, plus water supply and water rights. There is also a railroad siding. The site offers tremendous potential for light manufacturing. Water features could lead to development of recreational sites such as a kids' fishing pond and watchable wildlife nature trails. Another area could be used for "built" recreational use such as a race track for motorized bicycles. The mill site also connects well with trails for multiple use including motorized recreation (ATV and motocross bikes) contiguous with the mill site.

One current tenant, The Stimson fingerjoint facility, has 30 employees and an approximate \$1,000,000 payroll. Other tenants include a landscape rock company, and a wood boiler company (rohor.com). The goal of this project is to develop a professional site plan that will facilitate and encourage productive and non-conflicting development of this diverse landscape. Other business opportunities include wood processing, biomass energy, construction, business incubator, etc. Many questions need to be answered before proper development can take place to bring the former mill site back into productive service.

### **3.0 CURRENT STATUS**

Based upon the results of the LCSS and other investigations, EPA began a systematic cleanup program of residential and commercial properties in Libby in September 2002. As of mid 2004, EPA has completed cleanup at approximately 250 properties using CERCLA removal authority. Concurrent with these ongoing cleanups, EPA continues to conduct a Remedial Investigation (RI) aimed at setting final cleanup standards for the Libby Asbestos Site.

The former Stimson Mill property is large and complex with numerous facilities. EPA has conducted significant sampling at the former Stimson Mill property and certain sections are targeted for emergency response cleanup in 2004 and 2005. Both EPA and the LCPA recognize that there are contamination issues associated with LA at the property, as well as other actual and potential environmental issues that must be addressed. Additional sampling and risk assessment will be necessary at the property before final cleanup decisions can be made by the EPA. Lincoln County wishes to redevelop the Stimson Mill property and a variety of uses are being considered. Any redevelopment and usage of the property will need to be coordinated with EPA's Superfund investigations and cleanup, as well as with other regulatory agencies such as the Montana Department of Environmental Quality. Because of the complex nature of the site, land use planning is necessary for both Lincoln County and EPA. The results of the land use planning will be incorporated by EPA into the decision making and cleanup planning process. The Superfund Redevelopment Program specifically targets contaminated properties such as the Stimson Mill for which land use may affect EPA's choice and implementation of remedy.

### **4.0 LAND USE PLANNING**

#### **4.1 Purpose and Objectives**

The purpose of the land use planning is to provide market evaluation, engineering assessment and site design services for the 411-acre former Stimson mill site located adjacent to the city of Libby, Montana. This property was donated to the Lincoln County Port Authority (LCPA) on

December 30, 2003. Since the plywood plant on the mill property was not deemed feasible for reopening due to global market and plant conditions at the time, adaptive re-use is planned. The Kootenai River Development Council has been contracted by the LCPA to work with CTA Architects and Engineers to develop this plan.

#### 4.2 SCOPE OF WORK

CTA Architects Engineers (CTA) will be responsible for market evaluation, engineering assessment and design in a phased approach per the following excerpts from the entire proposal which is attached as Exhibit A:

##### Phase One:

The First Phase will begin with data collection relevant to the area and property, a site and community tour, and selected local interviews.

##### Phase Two:

The Second Phase begins assessing the existing site infrastructure, specifically the Civil Engineering components. CTA's Structural Engineering consultant is TD&H, Inc., of Kalispell. TD&H has a long-standing familiarity with the site. Most recently, TD&H has completed Preliminary Engineering Reports on both the water system and the sewer system on site.

##### Phase Three:

Phase Three continues assessing the site and existing facilities. This comprehensive site assessment will include the following components:

- Structural Engineering Assessment of Facilities
- Mechanical, Plumbing, and Building Fire Suppression (MPF)
- Electrical Engineering Assessment
- Medium Voltage Electrical Distribution System Assessment
- Communications
- Architectural Assessment of Facilities

Upon completion of the assessment, a comprehensive summary of the assessment investigation, results, and estimated costs associated with recommendations will be compiled and presented. The intended purpose of the resulting documents is to become a working tool to use in the development of the site's master plan. CTA has experience in developing both electronic versions of this documentation as well as project web sites to ease coordination of planning efforts. Inclusion of these components in the scope of work can be discussed after selection.

##### Phase Four:

Physical Site Analysis, Land Planning, and Cost Estimate

- Phase Four will focus on evaluating the existing natural features of the site as well as compiling the existing infrastructure assessment data to provide direction toward the physical conceptual master plan efforts.
- The site's natural features to be evaluated will include slopes, soils, vegetation, hydrology, and micro-climates.
- This Site Analysis will ultimately provide a composite suitability analysis that will delineate the optimum physical locations for proposed site elements and future redevelopments.

##### Phase Five:

Marketing the Property to Prospective Tenants

- Marketing Plan with Specific Marketing Techniques; Marketing Budget; Initial List of Prospects; assistance with Marketing Materials (brochures, site map, etc.)
- Potential Funding Sources – grants and fund matching opportunities – not grant applications

#### **4.2.1 CONTRACTOR PROCUREMENT**

The Lincoln County Port Authority has contracted with CTA Architects Engineers of Bozeman, Montana for this project.

#### **4.2.4 PROJECT DELIVERABLES AND REPORTS**

Project deliverables are detailed in the Scope of Work. EPA funded activities will occur during Phases One, Phase Two and part of Phase Three. KRDC estimates that five months will be needed to finalize the Master Plan.

### **5.0 SCHEDULE**

June 2004	Phase I completed
August 2004	Phase II completed
October 2004	Phase III, IV, V completed
November 2004	Master Plan completed

### **6.0 BUDGET**

Please see Exhibit B for proposed budget.

### **7.0 ADMINISTRATIVE AND MANAGERIAL COMMITMENTS**

Lincoln County Port Authority is responsible for the execution, administration and management of the CA and for the performance of the activities as described in Sections 4.0 of this CA. LCPA will contract, in compliance with applicable federal and state procurement regulations, the performance of the activities as necessary to accomplish the objectives of the scope of work. LCPA will comply with and/or will require contractors and subcontractors to comply with any applicable general grant regulations (40 CFR Part 35). LCPA has certified its procurement process to EPA. LCPA has contracted Kootenai River Development Council to oversee this project and be the liaison with CTA Architects Engineers on this CA.

LCPA will:

1. Conduct the activities of this CA in a manner consistent with the NCP.
2. Adequately document the costs incurred in undertaking the activities described in this CA and otherwise support EPA's cost recovery efforts.

3. Prepare and submit quarterly reports to EPA providing a summary of LCPA activities, project expenditures and deliverables related to this CA.
4. No environmental data will be collected under this CA, so no QAPP is necessary.
5. No significant community involvement activities will be performed under this CA, so no Community Involvement Plan is necessary. All community involvement efforts will be coordinated with the EPA Project Officer and will be consistent with the existing Libby Community Involvement Plan prepared by EPA.

## **8.0 ASSURANCES**

### **1. Enforcement Assurances**

The activities conducted under this CA do not include enforcement activities.

### **2. Other Assurances**

Since the activities to be conducted under this CA include only planning activities and not remedial actions, the assurances specified in CERCLA Section 104(c)(3), 42 U.S.C. § 9604(c)(3), are not required or included at this time.

## **9.0 LCPA/EPA INTERACTION**

All activities will be performed in cooperation with EPA and consistent with CERCLA and the NCP. The following procedures for interaction shall apply to all LCPA activities.

1. If comments from EPA on any deliverable are received by LCPA according to agreed upon schedules, LCPA will incorporate those comments, unless it substantially disagrees. LCPA will notify EPA of any comments with which it substantially disagrees. If such disagreement cannot be resolved at the management, technical or legal program level, the dispute resolution process in Section 10.0 will be followed.
2. LCPA and EPA project managers will agree on review periods for all documents, including drafts. For final documents, LCPA and EPA will meet to coordinate timely management review.
3. The following deliverables must receive EPA approval as outlined above:
  - Monthly progress reports identifying work performed to date.
  - Final report, including site Master Plan, due no later than November 30, 2004.

Any disputes in these matters will be resolved as stated in item 1 above or according to the dispute resolution process described in Section 10.0.

## **10.0 DISPUTE RESOLUTION**

When a dispute has arisen between the agencies and cannot be resolved at the project officer/staff attorney level, the disputing party shall identify the dispute to the other party in

writing. EPA and LCPA shall have 14 days to resolve the dispute informally. At the end of the 14-day informal dispute period, if the dispute is not resolved, the disputing party shall again state the dispute in writing in a letter addressed to the Chairman of LCPA and the Office Director, EPA Region 8 Montana Office. The other party shall have 7 days to respond to this dispute letter. The Chairman and Office Director shall have 14 days to resolve the dispute. If, at the end of this 14-day period, the dispute cannot be resolved, all dispute letters and responses shall be forwarded to the Regional Administrator, EPA Region 8. He or she shall consult with the Chairman of LCPA concerning the dispute, and shall issue a final determination within 14 days of receipt of the dispute letters. The decision of the Regional Administrator shall be final.

# **EXHIBIT A**





May 21, 2004

Mr. Jim Mayo  
Lincoln County Port Authority  
2025 Long Meadow  
Troy, Montana  
59935

Mr. Paul Rumelhart  
Executive Director  
Kootenai River Development Council, Inc.  
P.O. Box 621  
111 E. Lincoln Blvd.  
Libby, Montana 59923

***Re: Stimson Mill Site Adaptive Reuse Planning and Engineering Services Proposal***

Dear Gentlemen:

Thank you for the opportunity to provide market evaluation, engineering assessment and site design services for you. We are pleased to contribute to the future of Libby and grateful for the privilege to provide these services for you.

**Scope of Services:**

CTA Architects Engineers (CTA) will be responsible for market evaluation, engineering assessment and site design in a phased approach per the following:

**Phase One:**

We recommend that a phased evaluation of the property be conducted. The First Phase will begin with data collection relevant to the area and property, a site and community tour, and selected local interviews.

In the First Phase, the parcel will be evaluated from a physical and locational standpoint for various potential uses. We will assess the market demand for the redevelopment of the revitalized industrial land at this location. This will involve the following:

- Evaluate strengths / weaknesses of subject site as compared to competitor locations.
- Identify economically feasible and market feasible reuse options for the site.
- Analyze local and regional real estate trends for potential uses of this property and estimate the current and future demand and competitive supply for the appropriate types of land in this community.
- Prepare a preliminary estimate of site absorption and sales volume for next 10 years for subject property.

- Advise the client on the market feasibility of developing this property for various potential uses, including but not limited to light and heavy.
- Provide recommendations on the most desirable approach to development of the property, including phasing of site preparation, landscaping, utilities, access, sizes of individual parcels, pricing, etc.
- Identify specific target industries for marketing the property to.

#### **Phase Two:**

The Second Phase begins assessing the existing site infrastructure, specifically the Civil Engineering components. CTA's Structural Engineering consultant is TD&H, Inc. of Kalispell. TD&H has a long-standing familiarity with the site. Most recently, TD&H has completed Preliminary Engineering Reports on both the water system and the sewer system on site.

This scope of work is to include:

- Collection of pertinent data to complete the Civil Engineering Assessment.
- Assess the availability of City services and their adequacy for a mixed-use development.
- Provide and evaluate alternatives to serve a mixed-use site with water, sewer, streets, and drainage.
- Provide utility concepts and cost estimates for planning purposes.

#### **Phase Three:**

Phase Three continues assessing the site and existing facilities. This comprehensive site assessment will include the following components. Upon completion of the assessment, a comprehensive summary of the assessment investigation, results, and estimated costs associated with recommendations will be compiled and presented. The indented purpose of the resulting documents is to become a working tool to use in the development of the site's master plan. CTA has experience in developing both electronic versions of this documentation as well as project web sites to ease coordination of planning efforts. Inclusion of these components in the scope of work can be discussed after selection.

- **Structural Engineering Assessment of Facilities**

Evaluation of the structural integrity of the existing facilities will be accomplished by CTA's Missoula Office. The structural assessment will focus on determining the structural integrity of these facilities relative to modern building codes and seismic information. Structural issues identified will be itemized and costs for correction will be estimated.

- **Mechanical, Plumbing, and Building Fire Suppression (MPF)**

The MPF assessment will be accomplished by CTA's Kalispell Office. The MPF will involve the following components:

- Evaluation of heating, ventilation and air-conditioning systems in the existing facilities.
- Biomass energy systems are likely of great potential in the Libby area. CTA is a leader in the design and implementation of Biomass Energy in the Western United States. This experience will be beneficial to identify practical opportunities to implement these energy systems on the site to manage energy costs into the future while utilizing a local resource.
- Evaluation of process steam generation systems. CTA has extensive experience with Biomass Energy systems that will be beneficial in the assessment of these facilities.

- Evaluation of the plumbing (hot and cold water, waste water, storm water systems, and any process systems on site).
  - Evaluation of the fire suppression systems in the facilities. This includes fire water entrance assemblies, fire sprinkler systems, and other components required by NFPA and local fire jurisdictions. This study will be closely coordinated with the Civil Engineering Assessment of site-wide fire suppression issues.
- **Electrical Engineering Assessment**  
  
CTA's Missoula Office will accomplish the Electrical Engineering assessment. This evaluation will focus on the condition and capacity of the building electrical power systems. This evaluation will closely coordinate with the medium voltage electrical distribution system assessment described below.
  - **Medium Voltage Electrical Distribution System Assessment**  
  
CTA understands there is some concern regarding the condition of existing electrical distribution substation equipment. CTA has partnered with HDR/SSR Engineers, the most capable transmission and distribution electrical consultant in Montana. HDR/SSR's Missoula office will be responsible for these assessment services. HDR/SSR's Missoula office has experience working with Lincoln Electric that will be very beneficial in a comprehensive evaluation of the electrical service to the site.
  - **Communications**  
  
CTA's Missoula office will be responsible for evaluation of the existing telecommunication infrastructure capacity. CTA is one of very few firms to employ a Registered Communications Designer, which brings a higher level of confidence and credibility to the analysis of these communication systems. In addition to evaluating the existing infrastructure, CTA will investigate telecommunications service providers and the level of service available. Based on the data gathered, CTA will develop a concept for infrastructure improvements and develop cost estimates for recommended upgrades.
  - **Architectural Assessment of Facilities**  
  
CTA's Missoula Office will be responsible for evaluating the architectural condition of the existing facilities. The evaluation of these facilities will include a comprehensive investigation of the facility's envelope, interior conditions, compliance with pertinent building code, and potential for reuse.

#### **Phase Four:**

##### **Physical Site Analysis, Land Planning and Cost Estimate**

- Phase Four will focus on evaluating the existing natural features of the site as well as compiling the relevant existing infrastructure assessment data to provide direction toward the physical conceptual master planning efforts.
- The sites natural features to be evaluated will include slopes, soils, vegetation, hydrology, and microclimate.
- This Site Analysis will ultimately provide a composite suitability analysis that will delineate the optimum physical locations for proposed site elements and future redevelopments.

- The program mix of land uses, determined in Phase One, combined with the information gathered in the Site Assessment and Composite Suitability Analysis will provide the framework with which the conceptual Land Use Plan will be designed.
- Following the preparation of the conceptual Land Use Plan, a list and budget of infrastructure improvements will be prepared.
- Upon approval of the conceptual Land Use Plan and associated budget, a detailed conceptual Master Site Plan will be prepared to include proposed roads, buildings, parking, parks and recreation components, all vehicular and major pedestrian circulation, service access, identity opportunities, lakes retention and water features and other site details necessary to convey the design intent. Following approval of the Master Site Plan, a detailed cost estimate will be provided.

**Phase Five:**

The Fifth Phase will focus on the most effective means of marketing the property to attract firms in the targeted audience. This will include specific marketing techniques to use within the context of a marketing plan, potential cost for the marketing effort, an initial list of firms to contact, and assistance in developing the necessary marketing materials (brochures, site map, etc.).

In addition to the aforementioned marketing efforts, the consultant team will assist in the identification of potential funding sources for grant and fund matching opportunities, to provide for your grant writer to procure funding. The grant application process will be by others and considered beyond this scope.

**Compensation:**

Phase One:	\$18,000
Phase Two:	\$19,000
Phase Three:	\$39,000
Phase Four:	\$39,000
Phase Five:	\$15,000
<b>Total Fee:</b>	<b>\$130,000</b>

**Additional Services:**

For any Additional Services as may be authorized by you, we are to be compensated either on an hourly basis or for a lump sum amount, as mutually agreed.

**Reimbursable Expenses:**

We are to be compensated for expenses incurred on behalf of the project in accordance with the Terms and Conditions identified below.

Payments to CTA shall be made no later than thirty (30) days after receipt of invoice. All expenses such as travel, inordinate amount of long distance calls, photography, outside consultant, postage, Federal Express and courier services will be billed at direct cost plus ten (10) percent, unless the client pays direct to the supplier. All

other services not itemized above, including but limited to any design revisions beyond what has been approved, or any services you may request, will be billed at our standard hourly rates listed below:

CADD/Drafting Technician	\$38.00/HR	Engineering Technician/Designer	\$54.00/HR
Senior CADD Technician	\$46.00/HR	Senior Design Engineer	\$64.00/HR
Senior CADD Technician II	\$54.00/HR	Engineer - Structural	\$84-94/HR
Architectural Production	\$35.00/HR	Engineer - Senior Structural	\$109.00/HR
Architectural	\$49.00/HR	Engineer - Electrical	\$70.00/HR
Architect - Senior	\$58.00/HR	Engineer - Senior Electrical	\$95-101/HR
Project Manager	\$72.00/HR	Engineer - Mechanical	\$77.00/HR
Senior Project Manager	\$86-107/HR	Engineer - Senior Mechanical	\$86-95/HR
Principal	\$126.00/HR	Word Processing	\$38-49/HR
Landscape Architect	\$54.00/HR	Computer & Information Services	\$64-82/HR
Landscape Architect - Senior	\$61-79/HR	Graphics Designer	\$52-75/HR
Landscape Architect - Project Manager	\$117.00/HR		

All fees quoted in this proposal shall remain in effect for a period of six (6) months from the date hereof. Any extension beyond six (6) months without contract execution or written extension may warrant renegotiations of this fee structure.

If the above Scope of Services and Proposal meets with your approval, please sign and return one copy of this proposal and we shall begin work immediately. We appreciate the opportunity to submit this proposal and look forward to working with you on this project.

Proposed by:

CTA Architects Engineers  
(Consultant)

Ronald L. Slade, Jr., ASLA  
Printed Name



\_\_\_\_\_  
Signature

\_\_\_\_\_  
Manager  
Title

May 21, 2004  
Date

Accepted by:

Jim Mayo, Lincoln County Port Authority  
(Client)

Jim Mayo  
Printed Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Project Manager  
Title

\_\_\_\_\_  
Date

# ADDITIONAL APPLICATION INFORMATION

## Authorized Representative

Paul Rumelhart

(Name)

Executive Director, Kootenai River Development Corporation

(Title)

406.293.8406

406.293.2532 FAX

(Telephone and FAX Number)

krdc@lclink.com

(E-Mail Address)

## Administrative Contact

Debi Davidson

(Name)

Administrative Assistant

(Title)

406.293.8406

406.293.2532 FAX

(Telephone and FAX Number)

krdc@lclink.com

(E-Mail Address)

## Fiscal Contact (Person responsible for preparing Financial Status Report & Payment Request)

Ed Stamy

(Name)

CPA

(Title)

406.293.2733

406.293.2734 FAX

(Telephone and FAX Number)

edstamy@yahoo.com

(E-Mail Address)

## MBE/WBE (Person responsible for preparing the MBE/WBE Utilization Report (EPA Form 5700-52A))

Ed Stamy

(Name)

CPA

(Title)

406.293.2733

406.293.2734 FAX

(Telephone and FAX Number)

edstamy@yahoo.com

(E-Mail Address)



Wayne  
Anthofer/TMS/R8/USEPA/US  
07/21/2008 02:12 PM

To Joyce Brame/TMS/R8/USEPA/US@EPA  
cc  
bcc  
Subject Fw: About Libby Search Results

Joyce, please look at the two grants mentioned below. We need to see if they relate to the EPA asbestos cleanup at Libby MT. thanks.

Wayne

— Forwarded by Wayne Anthofer/TMS/R8/USEPA/US on 07/21/2008 02:08 PM —



Richard  
Kuhlman/DC/USEPA/US  
07/15/2008 01:18 PM

To Howard Corcoran/DC/USEPA/US@EPA, Bruce Binder  
cc Wayne Anthofer/TMS/R8/USEPA/US@EPA, Pam  
Ringhoff/R1/USEPA/US@EPA  
Subject Re: Fw: About Libby Search Results

I've reviewed the below list of "hits" we got when Will searched IGMS for key words related to the W.R. Grace and asbestos contamination at the Libby Superfund Site in Montana.

There are two HQ grants, one Region 1 grant and the rest are from Region 8. The HQ and Region 1 grants are not related to the Grace case at all. "Libby" appears in these 3 grants as a location - Libby City or Libby Road (as in pump station). I don't believe GIAMD has any additional need to continue a search. Pam, as far as IGMS, you are probably also done.

Wayne, I suggest you take a closer look at your grants. There are two grants - Grant # 97810601-3 and # 98861301-4 that may contain information related to the requested search.

Bruce, is this sufficient? Do you need more from GIAMD?

Richard T. Kuhlman, Director  
Grants and Interagency Agreement Management Division  
Office of Grants and Debarment  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave, N.W.  
Washington, D.C. 20460  
Mail Code 3903 R

Work Location:  
Room 51221  
Ronald Reagan Building

Kuhlman.Richard@epa.gov  
Phone Number: (202) 564-0696  
FAX Number: (202) 565-3082

Howard Corcoran/DC/USEPA/US



Howard  
Corcoran/DC/USEPA/US  
07/10/2008 03:54 PM

To Richard Kuhlman/DC/USEPA/US@EPA  
cc



Subject Fw: About Libby Search Results

Hi, Rich. Please stop by re this. Thanks, Howard.

Howard F. Corcoran

Director, Office of Grants and Debarment

U.S. EPA

(202) 564-1903

corcoran.howard@epa.gov

\*\*\*\*\*

Please tell us whether we're doing our job to your satisfaction by completing the **OARM Customer Satisfaction Survey**:

<http://www.surveymonkey.com/s.asp?u=727791978418>

Thank you for helping us improve our service to you!

\*\*\*\*\*

— Forwarded by Howard Corcoran/DC/USEPA/US on 07/10/2008 03:53 PM —

Bruce Binder/DC/USEPA/US

07/10/2008 02:54 PM

To Susan Kantrowitz/DC/USEPA/US@EPA

cc Beth Means/DC/USEPA/US@EPA, Howard  
Corcoran/DC/USEPA/US@EPA, William  
Etheredge/DC/USEPA/US@EPA

Subject Fw: About Libby Search Results

just fyi and we will include this when we do the affidavit but my inclination is to err on the side of inclusion than exclusion and let the attorneys decide if these are relevant which I doubt they are although some do deal with the libby site. these are the documents that came up when our IT people did a search on igms for documents with the search terms we identified.

Bruce S. Binder

Senior Associate Director for Grants Competition

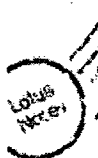
U.S. EPA

Office of Grants and Debarment

202-564-4935

Fax 202-565-3082

— Forwarded by Bruce Binder/DC/USEPA/US on 07/10/2008 02:39 PM —



William

Etheredge/DC/USEPA/US

07/10/2008 02:31 PM

To Bruce Binder/DC/USEPA/US@EPA

cc Kathie Herrin/DC/USEPA/US@EPA

Subject About Libby Search Results

I made some searches and came up with the following documents for your review:

**Active Grants:**

- Grant # 97801901-7

- Grant # 97810601-3



- Grant # 98861301-4

**Historical Grants:**

- Grant # 83252001-0  
- Grant # 98860901-0  
- Grant # 97831701-0  
- Grant # 98865101-0  
- Grant # 99859401-4  
- Grant # 30021203-2  
- Grant # 99866001-2  
- Grant # 81496701-0  
- Grant # 30308601-0  
- Grant # 30308701-0  
- Grant # 30021294-F  
- Grant # 30021201-7  
- Grant # 30021202-2  
- Grant # 25102101-0  
- Grant # 30008401-0  
- Grant # 30013101-0  
- Grant # 30203501-0  
- Grant # 30315101-0  
- Grant # 30021212-0

This is a list of all the results of searching for the terms you requested. I suspect many of these are not associated with the litigation efforts, but I wanted to provide a complete list of findings to be reviewed and paired down. Some are not Superfund grants, but list LIBBY in financial line items. Many are just for the town of Libby but I couldn't narrow down the search criteria to ignore them. This is the main list I came up with.

This list does not represent the subdocuments associated with these grants nor the applications. Please let me know if this is sufficient for your needs or if you have any questions.

- Wil

---

**William Etheredge**  
US Environmental Protection Agency  
1200 Pennsylvania Ave, NW (3903R)  
Washington, D.C. 20460  
[etheredge.william@epa.gov](mailto:etheredge.william@epa.gov)  
(202) 564-5353 (w)  
(202) 565-2469 (f)

\*\*\*\*\*

Please tell us whether we're doing our job to your satisfaction by completing the **OARM Customer Satisfaction Survey**:

<http://www.surveymonkey.com/s.asp?u=727791978418>

Thank you for helping us improve our service to you!

\*\*\*\*\*



Joyce  
Brame/TMS/R8/USEPA/US  
05/14/2008 12:51 PM

*Connie*  
*406-293-2733*  
To edstamy@yahoo.com, krdc@clink.com  
cc Marshall Pullman/TMS/R8/USEPA/US, Sam  
Fernandez/TMS/R8/USEPA/US  
bcc  
Subject Lincoln County Part Authority Annual Reporting Requirement

Ed and Paul,

As part of the Terms and Condition of your Assistance Agreement **V978106-01**, awarded 8/10/04, MBE/WBE Utilization Under Federal Grants, Cooperative Agreement, and Interagency Agreements (MBE/WBE) annual reporting is required and Form (5700-52A) should have been completed and submitted to EPA annually.



5700-52a.doc

In order to bring your agreement back into compliance with EPA reporting requirements, EPA will accept a one time report which will cover the projects from July 1, 2004 through September 30, 2007.

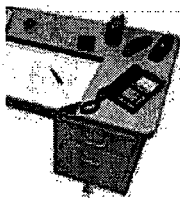
After submitting the MBE/WBE Report for the compliance periods mentions above, the next MBE/WBE Report will be due by October 30, 2008. This report is due annually thereafter until the assistance agreement is complete.

Please FAX or Email the report to me by May 31, 2008.

If you have any questions, please feel free to call me.

Joyce K. Brame, Grant Specialist  
Grants, Audit & Procurement Program Office (8TMS-G)  
1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone: (303) 312-6367  
FAX: (303) 312-6685  
Email: brame.joyce@epa.gov

*5/14/08*  
*Will email*  
*a FAX*  
*5700 - 52A*  
*+*  
*FSP for*  
*full period*



Joyce  
Brame/TMS/R8/USEPA/US  
05/13/2008 11:21 AM

To phill@midvale.com  
cc Marshall Pullman/TMS/R8/USEPA/US@EPA, Sam  
Fernandez/TMS/R8/USEPA/US@EPA  
bcc

Subject: Annual Report Requirement

Phil,

*Linedn County Port Authority*

As part of the Terms and Condition of your Assistance Agreement V978109-01, awarded 9/22/04, MBE/WBE Utilization Under Federal Grants, Cooperative Agreement, and Interagency Agreements (MBE/WBE) annual reporting is required and Form (5700-52A) should have been completed and submitted to EPA annually.



5700-52a.doc

In order to bring your agreement back into compliance with EPA reporting requirements, EPA will accept a one time report which will cover the projects from 10/1/04 through September 30, 2007.

After submitting the MBE/WBE Report for the compliance periods mentions above, the next MBE/WBE Report will be due by October 30, 2008. This report is due annually thereafter until the assistance agreement is complete.

Please FAX or Email the report to me by May 31, 2008.

If you have any questions, please feel free to call me.

Joyce K. Brame, Grant Specialist  
Grants, Audit & Procurement Program Office (8TMS-G)  
1595 Wynkoop Street  
Denver, CO 80202-1129  
Phone: (303) 312-6367  
FAX: (303) 312-6685  
Email: brame.joyce@epa.gov

Applicant Name: Lincoln County Port Authority	
Contact Person: Paul Rumelhart	
Fax Number (If Applicable): 406.293.2532	
Grant Program Applied For: Superfund Cooperative Agreement	
FOR EPA USE ONLY	
Date Received:	Federal Funds Applied For: \$
Grant No.:	Proposal No. (If Applicable):
Application Type (Check One): <input type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Amendment/Increase <input type="checkbox"/> Pre-Application <input type="checkbox"/> Revised Application	
Date Acknowledgement Sent:	Submitted By:
Grants Specialist Name:	
Comments:	



**Document Readers****EPA Receipt**

Re: Stimson Mill Site -&gt;

**Document Status**

Current Editor: Marshelle Howard  
Delegate: Emily Rodriguez

Last Modified: 07/27/2004

**Action Code Table**

Entry	Date	Action
E	07/26/2004	1 - Application Received By EPA
E	07/27/2004	2 - Application Forwarded To Program Office

**Receipt Information**

EPA Region: R8

Grant Number: 97810601-0

GICS Program: V - Hazardous Substances Response Trust Fund

Paper Copies: Received

Comments:

Date Received: 07/26/2004

Date Sent to PO: 07/27/2004

**Grant Specialist**

Specialist Name: Marshelle Howard

Specialist's Phone: 303-312-7833

**Project Officer**

Approving Region: R8

Project Officer: Jim Christiansen

PO Phone: 303-312-6748

**Origination Information**

Created By: Emily Rodriguez on 07/27/2004

Organization: EPA R8

**Notifications History**

07/27/2004 - Project Officer - Jim Christiansen

07/27/2004 - Specialist - Marshelle Howard, Emily Rodriguez



**Fw: Closeout Letter - V-97810601-0 - Lincoln County Port Authority**  
**Moye Lin** to: Thomas.Rebecca

04/19/2010 08:58 AM

Hi Rebecca,

Do you have another email address for Paul Rumelhart? Thanks.

Moye Lin  
USEPA, Region 8, TMS-G  
1595 Wynkoop St.  
Denver, CO 80202-1129  
Phone: 1-800-227-8917 ext. 6667  
or (303)312-6667 phone  
Fax: (303) 312-6685  
Email: lin.moye@epa.gov

----- Forwarded by Moye Lin/TMS/R8/USEPA/US on 04/19/2010 08:58 AM -----

*Karen J. Driscoll*

## Delivery Failure Report

Your message: Closeout Letter - V-97810601-0 - Lincoln County Port Authority  
was not delivered to: krdc@lclink.com  
because: 550 No such user - psmtip

What should you do?

- You can resend the undeliverable document to the recipients listed above by choosing the Resend button or the Resend command on the Actions menu.
- Once you have resent the document you may delete this Delivery Failure Report.
- If resending the document is not successful you will receive a new failure report.
- Unless you receive other Delivery Failure Reports, the document was successfully delivered to all other recipients.

Routing path

EPAHUB11/USEPA/US, R8MAIL1/R8/USEPA/US

To: krdc@lclink.com

cc: Rebecca Thomas/R8/USEPA/US@EPA, Moye Lin/TMS/R8/USEPA/US@EPA

Date: 08:53:48 AM CST Today

Subject: Closeout Letter - V-97810601-0 - Lincoln County Port Authority



(Embedded image moved to file: pic29669.gif)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

1595 Wynkoop St.

DENVER, CO 80202-1129

Phone 800-227-8917

<http://www.epa.gov/region08>

Ref: 8TMS-G

Lincoln County Port Authority  
Paul Rumelhart  
P.O. Box 1071  
Libby, MT 59923

Re:

Recipient: Lincoln County  
Port Authority

Program: Superfund

Grant: V-97810601-0

Dear Mr. Rumelhart:

The technical and administrative requirements for the above referenced assistance agreement have been satisfactorily completed. Therefore, we are closing out this project.

Your records must be preserved for ten (10) years from the date of the Final Financial Status Report 1/12/10. If any litigation, claim, audit or other action involving the records were initiated prior to the expiration of the ten-year period, the records must be retained until completion of the action and all issues are resolved. To ensure proper disposition of your records, please refer to 40 CFR 35.6705, "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments." Once the provisions to this regulation are satisfied, you may dispose of these records in accordance with your own practices.

Sincerely,

Moye Lin

Grants, Audit & Procurement

Program Office

Moye Lin  
USEPA, Region 8, TMS-G  
1595 Wynkoop St.  
Denver, CO 80202-1129  
Phone: 1-800-227-8917 ext. 6667  
or (303)312-6667 phone  
Fax: (303) 312-6685



Email: [lin.moye@epa.gov](mailto:lin.moye@epa.gov) [pic29669.gif](#)





To: krdc@ldlink.com,  
Cc: Thomas.Rebecca@epa.gov, Lin.Moye@epa.gov,  
Bcc:  
Subject: Closeout Letter - V-97810601-0 - Lincoln County Port Authority  
From: Moye Lin/TMS/R8/USEPA/US - Monday 04/19/2010 08:53 AM

---



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

**1595 Wynkoop St.  
DENVER, CO 80202-1129  
Phone 800-227-8917  
<http://www.epa.gov/region08>**

Ref: 8TMS-G

Lincoln County Port Authority  
Paul Rumelhart  
P.O. Box 1071  
Libby, MT 59923

Re: Recipient: Lincoln County Port Authority  
Program: Superfund  
Grant: V-97810601-0

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Sincerely,

Moye Lin  
Grants, Audit & Procurement  
Program Office

Moye Lin  
USEPA, Region 8, TMS-G  
1595 Wynkoop St.  
Denver, CO. 80202-1129  
Phone: 1-800-227-8917 ext. 6667  
or (303)312-6667 phone  
Fax: (303) 312-6685  
Email: [lin.moye@epa.gov](mailto:lin.moye@epa.gov)

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Assistance Amendment</b>	ASSISTANCE ID NO.			DATE OF AWARD 09/20/2007
		PRG <b>V</b>	DOC ID <b>97810601</b>	AMEND# <b>- 3</b>	
		TYPE OF ACTION No Cost Amendment			MAILING DATE 09/20/2007
		PAYMENT METHOD: Reimbursement			
RECIPIENT TYPE: County		Send Payment Request to: Las Vegas Finance Center - LVFC			ACH#
RECIPIENT:  Lincoln County Port Authority P. O Box 1071 Libby, MT 59923 EIN: 20-0527707		PAYEE:  Lincoln County Port Authority P.O. Box 1071 Libby, MT 59923			
PROJECT MANAGER  Mr. Paul J. Rumelhart P. O Box 1071 Libby, MT 59923 E-Mail: krdc@lclink.com Phone: (406) 293-8406		EPA PROJECT OFFICER  Rebecca Thomas 1595 Wynkoop Street, 8EPR-SR Denver, CO 80202-1129 E-Mail: Thomas.Rebecca@epamail.epa.gov Phone: 303-312-6552		EPA GRANT SPECIALIST  Sam Fernandez Grants, Audit & Procurement Program, TMS-G E-Mail: Fernandez.Sam@epamail.epa.gov Phone: 303-312-6360	
<b>PROJECT TITLE AND EXPLANATION OF CHANGES</b> Superfund Cooperative Agreement EPA Contact Information; Time Extension (Amendment); Extends budget and project periods to 8/31/2009.					
BUDGET PERIOD 07/01/2004 - 08/31/2009		PROJECT PERIOD 07/01/2004 - 08/31/2009		TOTAL BUDGET PERIOD COST \$145,000.00	TOTAL PROJECT PERIOD COST \$145,000.00
<b>NOTICE OF AWARD</b>  Based on your application dated 07/17/2004, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$. EPA agrees to cost-share 34.48% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$50,000. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.					
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)			AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS  Environmental Protection Agency, Region 8 1595 Wynkoop Street Denver, CO 80202-1129			ORGANIZATION / ADDRESS  U.S. EPA, Region 8 8EPR-SR 1595 Wynkoop Street Denver, CO 80202-1129		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY					
SIGNATURE OF AWARD OFFICIAL Digital signature applied by EPA Award Official		TYPED NAME AND TITLE Olive Hofstader, Grants Specialist		DATE 09/20/2007	
<b>AFFIRMATION OF AWARD</b> BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION:					
SIGNATURE		TYPED NAME AND TITLE N/A		DATE 09/20/2007	

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Assistance Amendment</b>		ASSISTANCE ID NO.			DATE OF AWARD 09/20/2007
			PRG	DOC ID	AMEND#	
			V -	97810601	- 3	
			TYPE OF ACTION No Cost Amendment			
RECIPIENT TYPE: County			PAYMENT METHOD: Reimbursement			MAILING DATE 09/20/2007
RECIPIENT: Lincoln County Port Authority P. O Box 1071 Libby, MT 59923 EIN: 20-0527707			Send Payment Request to: Las Vegas Finance Center - LVFC			ACH#
PROJECT MANAGER Mr. Paul J. Rumelhart P. O Box 1071 Libby, MT 59923 E-Mail: krde@clink.com Phone: (406) 293-8406			EPA PROJECT OFFICER Kathryn Hernandez 1595 Wynkoop Street, 8EPR-SR Denver, CO 80202-1129 E-Mail: Hernandez.Kathryn@epa.gov Phone: 303-312-6101			EPA GRANT SPECIALIST Olive Hofstader Grants, Audit & Procurement Program, 8TMS-G E-Mail: hofstader.olive@epa.gov Phone: 303-312-6467
<b>PROJECT TITLE AND EXPLANATION OF CHANGES</b> Superfund Cooperative Agreement EPA Contact Information; Time Extension (Amendment); Extends budget and project periods to 8/31/2009.						
BUDGET PERIOD 07/01/2004 - 08/31/2009		PROJECT PERIOD 07/01/2004 - 08/31/2009		TOTAL BUDGET PERIOD COST \$145,000.00		TOTAL PROJECT PERIOD COST \$145,000.00
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ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS Environmental Protection Agency, Region 8 1595 Wynkoop Street Denver, CO 80202-1129				ORGANIZATION / ADDRESS U.S. EPA, Region 8 8EPR-SR 1595 Wynkoop Street Denver, CO 80202-1129		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL Digital signature applied by EPA Award Official		TYPED NAME AND TITLE Olive Hofstader, Grants Specialist			DATE 09/20/2007	
AFFIRMATION OF AWARD						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE		TYPED NAME AND TITLE N/A			DATE	

V - 97810601 - 3 Page 2.

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 50,000	\$	\$ 50,000
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 10,000	\$	\$ 10,000
State Contribution	\$ 20,659	\$	\$ 20,659
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 64,341	\$	\$ 64,341
Allowable Project Cost	\$ 145,000	\$ 0	\$ 145,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.809 - Superfund State and Indian Tribe Core Program Cooperative Agreements	CERCLA; Sec. 104(d)(1)	40 CFR PTS 31 & 35 SUBPT O

[illegible]

## Budget Summary Page

<b>Table A - Object Class Category (Non-construction)</b>	<b>Total Approved Allowable Budget Period Cost</b>
<b>1. Personnel</b>	\$0
<b>2. Fringe Benefits</b>	\$0
<b>3. Travel</b>	\$0
<b>4. Equipment</b>	\$0
<b>5. Supplies</b>	\$5,000
<b>6. Contractual</b>	\$140,000
<b>7. Construction</b>	\$0
<b>8. Other</b>	\$0
<b>9. Total Direct Charges</b>	\$145,000
<b>10. Indirect Costs: % Base</b>	\$0
<b>11. Total (Share: Recipient 65.52 % Federal 34.48 %.)</b>	\$145,000
<b>12. Total Approved Assistance Amount</b>	\$50,000
<b>13. Program Income</b>	\$0
<b>14. Total EPA Amount Awarded This Action</b>	\$0
<b>15. Total EPA Amount Awarded To Date</b>	\$50,000

**Administrative Conditions**

All Administrative Conditions Remain the Same

**Programmatic Conditions**

All Programmatic Conditions Remain the Same

GICS  
POSTED

11/3/06 OCH

V - 97810601 - 2 Page 1

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Assistance Amendment</b>	<b>ASSISTANCE ID NO.</b>			<b>DATE OF AWARD</b> 01/13/2006	
		<b>PRG</b> V	<b>DOC ID</b> 97810601	<b>AMEND#</b> - 2		
		<b>TYPE OF ACTION</b> No Cost Amendment				<b>MAILING DATE</b> 01/13/2006
		<b>PAYMENT METHOD:</b> Reimbursement				
<b>RECIPIENT TYPE:</b> County		<b>Send Payment Request to:</b> Las Vegas Finance Center - LVFC				
<b>RECIPIENT:</b> Lincoln County Port Authority P. O Box 1071 Libby, MT 59923 EIN: 20-0527707		<b>PAYEE:</b> Lincoln County Port Authority P.O. Box 1071 Libby, MT 59923				
<b>PROJECT MANAGER</b> Mr. Paul J. Rumelhart P. O Box 1071 Libby, MT 59923 E-Mail: krdc@iclink.com Phone: (406) 293-8408		<b>EPA PROJECT OFFICER</b> Jim Christiansen 999 18th Street, Suite 300, 8EPR-SR Denver, CO 80202-2466 E-Mail: Christiansen.Jim@epamail.epa.gov Phone: 303-312-6748		<b>EPA GRANT SPECIALIST</b> Olive Hofstader Grants, Audit & Procurement Program, 8TMS-G E-Mail: hofstader.olive@epamail.epa.gov Phone: 303-312-6467		
<b>PROJECT TITLE AND EXPLANATION OF CHANGES</b> Superfund Cooperative Agreement Scope of Work (Minor); Time Extension (Amendment); This amendment extends the budget and project periods to August 31, 2007, and adds Phase IV and V details to the scope of work.						
<b>BUDGET PERIOD</b> 07/01/2004 - 08/31/2007		<b>PROJECT PERIOD</b> 07/01/2004 - 08/31/2007		<b>TOTAL BUDGET PERIOD COST</b> \$145,000.00		
				<b>TOTAL PROJECT PERIOD COST</b> \$145,000.00		
<b>NOTE:</b> The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.						
<b>OFFER AND ACCEPTANCE</b>						
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>Lincoln County Port Authority</u> for <u>34.48</u> % of all approved costs incurred up to and not exceeding <u>\$50,000</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>07/17/2004</u> included herein by reference.						
<b>ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)</b>			<b>AWARD APPROVAL OFFICE</b>			
<b>ORGANIZATION / ADDRESS</b> Environmental Protection Agency, Region 8 999 18th Street, Suite 300 Denver, CO 80202-2466			<b>ORGANIZATION / ADDRESS</b> U.S. EPA, Region 8 8EPR-SR 999 18th Street, Suite 300 Denver, CO 80202-2466			
<b>THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY</b>						
<b>SIGNATURE OF AWARD OFFICIAL</b> 		<b>TYPED NAME AND TITLE</b> Olive Hofstader, Grants Specialist		<b>DATE</b> 01/13/2006		
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.						
<b>BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION</b>						
<b>SIGNATURE</b>		<b>TYPED NAME AND TITLE</b> N/A		<b>DATE</b>		



V - 97810601 - 2 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 50,000	\$ 0	\$ 50,000
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 10,000	\$	\$ 10,000
State Contribution	\$ 20,659	\$	\$ 20,659
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 64,341	\$	\$ 64,341
Allowable Project Cost	\$ 145,000	\$ 0	\$ 145,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.809 - Superfund State and Indian Tribe Core Program Cooperative Agreements	CERCLA: Sec. 104(d)(1)	40-CFR PTS 31 & 35 SUBPT O

[illegible]

## Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$0
4. Equipment	\$0
5. Supplies	\$5,000
6. Contractual	\$140,000
7. Construction	\$0
8. Other	\$0
9. Total Direct Charges	\$145,000
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient <u>65.52</u> % Federal <u>34.48</u> %.)	\$145,000
12. Total Approved Assistance Amount	\$50,000
13. Program Income	\$0

**Administrative Conditions**

All Administrative Conditions Remain the Same

**Programmatic Conditions**

All Programmatic Conditions Remain the Same



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

999 18th STREET - SUITE 300  
DENVER, COLORADO 80202-2466  
<http://www.epa.gov/region08>

Ref: 8TMS-G

James Mayo, Chairman  
Lincoln County Port Authority  
PO Box 1071  
Libby, MT 59923

JAN 13 2006

Re: Stimson Mill Site  
V 978106-01

Dear Mr. Mayo:

Enclosed is Assistance Amendment No. 2 which extends the project and budget periods to August 31, 2007 in accordance with the request from Debi Davidson submitted in November 2005.

**It will not be necessary for you to sign and return this assistance amendment.**

If you have any questions regarding the administrative requirements, please contact me by telephone at (303) 312-6467 or via email at [hofstader.olive@epa.gov](mailto:hofstader.olive@epa.gov). If you have any questions regarding the technical requirements, contact Jim Christensen at (303) 312-6694 or via email at [christensen.jim@epa.gov](mailto:christensen.jim@epa.gov).

Sincerely,

Olive Hofstader  
Grants Specialist  
Grants, Audit & Procurement  
Program Office

Enclosures

cc: Debi Davidson, LCPA  
Ed Stamy, LCPA  
Jim Christensen, 8EPR-SR  
Peter Puglisi, LVFC




Printed on Recycled Paper

GICS  
POSTED

11/22/04

V - 97810601 - 1 Page 1

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Assistance Amendment</b>		ASSISTANCE ID NO.			DATE OF AWARD <b>NOV 22 2004</b>		
			PRG	DOC ID	AMEND#			
			V - 97810601 - 1			TYPE OF ACTION No Cost Amendment		MAILING DATE <b>NOV 22 2004</b>
			PAYMENT METHOD: Reimbursement			ACH#		
RECIPIENT TYPE: County			Send Payment Request to: Las Vegas Finance Center - LVFC					
RECIPIENT: Lincoln County Port Authority P. O Box 1071 Libby, MT 59923 EIN: 20-0527707			PAYEE: Lincoln County Port Authority P.O. Box 1071 Libby, MT 59923					
PROJECT MANAGER Mr. Paul J. Rumelhart P. O Box 1071 Libby, MT 59923 E-Mail: krdc@lclink.com Phone: (406) 293-8406		EPA PROJECT OFFICER Jim Christiansen 999 18th Street, Suite 300, 8EPR-SR Denver, CO 80202-2466 E-Mail: Christiansen.Jim@epa.gov Phone: 303-312-6748		EPA GRANT SPECIALIST Karren Johnson Grants, Audit & Procurement Program, 8TMS-G E-Mail: Johnson.Karren@epa.gov Phone: 303-312-6159				
PROJECT TITLE AND EXPLANATION OF CHANGES Superfund Cooperative Agreement This amendment is to extend the budget and project periods to 09/01/05.								
BUDGET PERIOD 07/01/2004 - 09/01/2005		PROJECT PERIOD 07/01/2004 - 09/01/2005		TOTAL BUDGET PERIOD COST \$145,000.00		TOTAL PROJECT PERIOD COST \$145,000.00		
NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.								
OFFER AND ACCEPTANCE								
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>Lincoln County Port Authority</u> for <u>34.48</u> % of all approved costs incurred up to and not exceeding <u>\$50,000</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>07/17/2004</u> included herein by reference.								
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE				
ORGANIZATION / ADDRESS Environmental Protection Agency, Region 8 999 18th Street, Suite 300 Denver, CO 80202-2466				ORGANIZATION / ADDRESS U.S. EPA, Region 8 8EPR-SR 999 18th Street, Suite 300 Denver, CO 80202-2466				
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY								
SIGNATURE OF AWARD OFFICIAL <i>Karen Johnson</i>			TYPED NAME AND TITLE Karren Johnson, Grants Management Specialist			DATE <b>NOV 22 2004</b>		
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.								
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION								
SIGNATURE <i>N/A</i>			TYPED NAME AND TITLE N/A			DATE		

V - 97810601 - 1 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 50,000	\$	\$ 50,000
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 10,000	\$	\$ 10,000
State Contribution	\$ 20,659	\$	\$ 20,659
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 64,341	\$	\$ 64,341
Allowable Project Cost	\$ 145,000	\$ 0	\$ 145,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.809 - Superfund State and Indian Tribe Core Program Cooperative Agreements	CERCLA: Sec. 104(d)(1)	40 CFR PTS 31 & 35 SUBPT O

[illegible]

## Budget Summary Page

<b>Table A - Object Class Category (Non-construction)</b>	<b>Total Approved Allowable Budget Period Cost</b>
<b>1. Personnel</b>	\$0
<b>2. Fringe Benefits</b>	\$0
<b>3. Travel</b>	\$0
<b>4. Equipment</b>	\$0
<b>5. Supplies</b>	\$5,000
<b>6. Contractual</b>	\$140,000
<b>7. Construction</b>	\$0
<b>8. Other</b>	\$0
<b>9. Total Direct Charges</b>	\$145,000
<b>10. Indirect Costs: % Base</b>	\$0
<b>11. Total (Share: Recipient <u>65.52</u> % Federal <u>34.48</u> %.)</b>	\$145,000
<b>12. Total Approved Assistance Amount</b>	\$50,000
<b>13. Program Income</b>	\$0

**Administrative Conditions**

All Administrative Conditions Remain the Same

**Programmatic Conditions**

All Programmatic Conditions Remain the Same





Karren  
Johnson/TMS/R8/USEPA/US  
11/22/2004 03:45 PM

To krdc@lclink.com, edstamy@yahoo.com  
cc Jim Christiansen/EPR/R8/USEPA/US@EPA,  
pumphrey.william@epa.gov  
bcc  
Subject EPA Grant Award V97810601



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8  
999 18TH STREET- SUITE 300  
DENVER, CO 80202-2466  
Phone 800-227-8917  
<http://www.epa.gov/region08>**

Ref: 8TMS-G

James Mayo, Chairman  
Lincoln County Port Authority  
P.O. Box 1071  
Libby, MT 59923

Re: Superfund Cooperative Agreement  
Stimson Mill Site  
V97810601

Dear Mr. Mayo:

In accordance with a request from Paul Rumelhart dated November 22, 2004, this is to notify you that Assistant Amendment No. 1 has been processed for your grant V97810601. This amendment extends your budget and project periods from October 1, 2004 to September 1, 2005.

**For your records, please print and file this notice in your official grant file.**

If you have any questions regarding the administrative requirements, please contact me by telephone at the number below or via email at [johnson.karren@epa.gov](mailto:johnson.karren@epa.gov). If you have any questions regarding the technical requirements, contact Jim Christiansen at (303) 312-6748 or via email at [christiansen.jim@epa.gov](mailto:christiansen.jim@epa.gov).

\*\*\*\*\*

Karren Johnson  
Grants Management Specialist  
U.S. EPA Region VIII  
999 18th Street, Suite 300  
Denver, CO 80202-2466  
303.312.6159 (office)  
303.312.6685 (fax)  
johnson.karren@epa.gov (email)

Jim  
Christiansen/EPR/R8/USEPA/  
US

11/22/2004 10:49 AM

To Karren Johnson/TMS/R8/USEPA/US@EPA

cc

bcc

Subject Fw: Cooperative agreement

Karren - This request if from the awardee on CA# V978106-01. As PO, I have no concerns and support the extension. This will allow them to spend the money more thoughtfully.

Let me know if you need anything from me. The contacts on the CA are still valid.

Jim

----- Forwarded by Jim Christiansen/EPR/R8/USEPA/US on 11/22/2004 10:47 AM -----



"Kootenai River  
Development Corp."  
<krdc@lclink.com>

11/22/2004 10:29 AM

To: Jim Christiansen/EPR/R8/USEPA/US@EPA

cc:

Subject: Cooperative agreement

Dear Mr.. Christiansen,


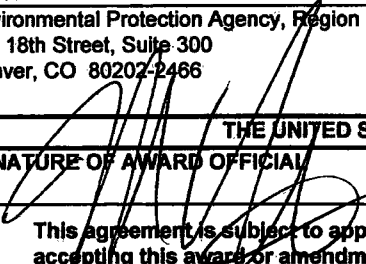
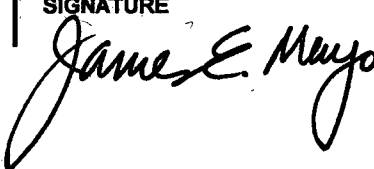
The Lincoln County Port Authority requests an extension in the Cooperative Agreement between the Port Authority and the EPA until September 1, 2005. The magnitude of this site in terms of waste water, storm water, utilities, buildings and other infrastructure is requiring more time and analysis than originally thought.

We do have a preliminary site map of the property and the Port would like to use this extended time to further define the communities goals and objectives and develop a refined infrastructure plan for future economic development activities.

Thank you for your consideration of this request.

Paul Rumelhart  
Executive Director  
Kootenai River Development Council, Inc.

8/20/04

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Cooperative Agreement</b>		ASSISTANCE ID NO.		DATE OF AWARD <b>AUG 10 2004</b> MAILING DATE <b>AUG 17 2004</b> ACH#	
			PRG	DOC ID		AMEND#
			V -	97810601		- 0
			TYPE OF ACTION New			
RECIPIENT TYPE: County		Send Payment Request to: Las Vegas Financial Center-LVFC				
RECIPIENT:		PAYEE:				
Lincoln County Port Authority P. O Box 1071 Libby, MT 59923 EIN: 20-0527707		Lincoln County Port Authority P.O. Box 1071 Libby, MT 59923				
PROJECT MANAGER		EPA PROJECT OFFICER		EPA GRANT SPECIALIST		
Mr. Paul J. Rumelhart P. O Box 1071 Libby, MT 59923 E-Mail: krdc@iclink.com Phone: (406) 293-8406		Jim Christiansen 999 18th Street, Suite 300, 8EPR-SR Denver, CO 80202-2466 E-Mail: Christiansen.Jim@epa.gov Phone: 303-312-6748		Marshelle Howard REG, 8TMS-G E-Mail: Howard.Marshelle@epa.gov Phone: 303-312-7833		
PROJECT TITLE AND DESCRIPTION Superfund Cooperative Agreement Land use planning for former Stimson Mill property within Libby Asbestos Site						
BUDGET PERIOD 07/01/2004 - 10/01/2004		PROJECT PERIOD 07/01/2004 - 10/01/2004		TOTAL BUDGET PERIOD COST \$145,000.00		
				TOTAL PROJECT PERIOD COST \$145,000.00		
NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.						
OFFER AND ACCEPTANCE						
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>Lincoln County Port Authority</u> for <u>34.48</u> % of all approved costs incurred up to and not exceeding <u>\$50,000</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>07/17/2004</u> included herein by reference.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)			AWARD APPROVAL OFFICE			
ORGANIZATION / ADDRESS			ORGANIZATION / ADDRESS			
Environmental Protection Agency, Region 8 999 18th Street, Suite 300 Denver, CO 80202-2466			U.S. EPA, Region 8 8EPR-SR 999 18th Street, Suite 300 Denver, CO 80202-2466			
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL		TYPED NAME AND TITLE		DATE		
		Wayne Anthofer, Director		AUG 10 2004		
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE		TYPED NAME AND TITLE		DATE		
		Mr. James E. Mayo, Chairman		8/20/04		

**RECEIVED**

**AUG 23 2004**

**TMS-G OFFICE**

## V - 97810601 - 0 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$	\$ 50,000	\$ 50,000
EPA In-Kind Amount	\$	\$	\$ 0
Unexpended Prior Year Balance	\$	\$	\$ 0
Other Federal Funds	\$	\$	\$ 0
Recipient Contribution	\$	\$ 10,000	\$ 10,000
State Contribution	\$	\$ 20,659	\$ 20,659
Local Contribution	\$	\$	\$ 0
Other Contribution	\$	\$ 64,341	\$ 64,341
Allowable Project Cost	\$ 0	\$ 145,000	\$ 145,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.809 - Superfund State and Indian Tribe Core Program Cooperative Agreements	CERCLA: Sec. 104(d)(1)	40 CFR PTS 31 & 35 SUBPT O

Fiscal									
Site Name	DCN	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
LIBBY ASB	LPV182	2004	T	8AL0P	302DD2E	2507	08BCC004	C001	50,000
									50,000

## Budget Summary Page

<b>Table A - Object Class Category (Non-construction)</b>	<b>Total Approved Allowable Budget Period Cost</b>
<b>1. Personnel</b>	\$0
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<b>7. Construction</b>	\$0
<b>8. Other</b>	\$0
<b>9. Total Direct Charges</b>	\$145,000
<b>10. Indirect Costs: % Base</b>	\$0
<b>11. Total (Share: Recipient <u>65.52</u> % Federal <u>34.48</u> %.)</b>	\$145,000
<b>12. Total Approved Assistance Amount</b>	\$50,000
<b>13. Program Income</b>	\$0

## **Administrative Conditions**

1. The recipient will comply with the following: (1) all applicable provisions of 40 CFR Parts 29, 31, 34, and 35 (if applicable), OMB Circulars A-87, A-102, and A-133 and (2) any terms and conditions set forth in this assistance agreement or any assistance agreement.
  2. The Project Work Plan is the work plan for this award. Performance will be evaluated consistent with the Policy on Performance Based Assistance dated May 31, 1985.
  3. The recipient agrees to ensure that all requisitions for conference, meeting, convention, or training space funded in whole or in part with Federal funds comply with the Hotel and Motel Fire Safety Act of 1990.
  4. The recipient must submit an annual Financial Status Report within 90 days after the grant year, and must submit a final report within 90 days after the expiration or termination of grant support in accordance with 40 CFR Part 31.41(b).
  5. In accordance with OMB Circular A-21, A-87, or A-122, as appropriate, the recipient agrees that it will not use project funds, including the Federal and non-Federal share, to engage in lobbying the Federal Government or in litigation against the United States. The recipient also agrees to provide the information mandated by EPA's annual appropriations acts for fiscal year 2000, 2001 and fiscal year 2002 (PL 106-74, §426, PL 106-377, §424 and PL 107-73, §424 respectively) which require as follows: 'A chief executive officer of any entity receiving funds under this Act shall certify that none of these funds have been used to engage in the lobbying of the Federal Government or in litigation against the United States unless authorized under existing law.' The recipient may satisfy this certification requirement in any reasonable manner. The certification must be submitted to EPA after all grant funds have been expended.
  6. In accordance with EPA Order 1000.25 and Executive Order 13101, *Greening the Government Through Waste Prevention, Recycling, and Federal Acquisition*, the recipient agrees to use recycled paper for all reports which are prepared as a part of this agreement and delivered to EPA. This requirement does not apply to reports prepared on forms supplied by EPA, or to Standard Forms, which are printed on recycled paper and are available through the General Services Administration. Please note that Section 901 of E.O. 13101, dated September 14, 1998, revoked E.O. 12873, *Federal Acquisition, Recycling, and Waste Prevention* in its entirety.
- Any State agency or agency of a political subdivision of a State which is using appropriated Federal funds shall comply with the requirements set forth in Section 6002 of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. 6962). Regulations issued under RCRA Section 6002 apply to any acquisition of an item where the purchase price exceeds \$10,000 or where the quantity of such items acquired in the course of the preceding fiscal year was \$10,000 or more. RCRA Section 6002 requires that preference be given in procurement programs to the purchase of specific products containing recycled materials identified in guidelines developed by EPA. These guidelines are listed in 40 CFR 247.
7. Recipient shall fully comply with Subpart C of 40 CFR Part 32, entitled "Responsibilities of Participants Regarding Transactions." Recipient is responsible for ensuring that any lower tier covered transaction, as described in Subpart B of 40 CFR Part 32, entitled "Covered Transactions," includes a term or condition requiring compliance with Subpart C. Recipient is responsible for further requiring the inclusion of a similar term or condition in any subsequent lower tier covered transactions. Recipient acknowledges that failing to disclose the information required under 40 CFR 32.335 may result in the delay or negation of this assistance agreement, or pursuance of legal remedies, including suspension and debarment.

Recipient may access the Excluded Parties List System at <http://epls.arnet.gov>.



8. In accordance with EPA's Program for Utilization of Small, Minority and Women's Business Enterprises in procurement under assistance programs, the recipient agrees to:

(a) Accept the applicable FY 2003 "fair share" goals negotiated with EPA by the Montana Department of Environmental Quality as follows:

	MBE	WBE
Construction	2.0%	3.0%
Supplies	2.0%	3.0%
Services	2.0%	3.0%
Equipment	2.0%	3.0%

If the recipient does not want to rely on the applicable State's MBE/WBE goals, the recipient agrees to submit proposed MBE/WBE goals based on availability of qualified minority and women-owned businesses to do work in the relevant market for construction, services, supplies and equipment. "Fair share" objectives must be submitted to Maurice Velasquez within 30 days of award and approved by EPA no later than 30 days thereafter.

- (b) Ensure to the fullest extent possible that at least the FY2003 "fair share" objective of Federal funds for prime contractors or subcontracts for supplies, construction, equipment or services are made available to organizations owned or controlled by socially and economically disadvantaged individuals, women and historically black colleges and universities.
- (c) Include in bid documents "fair share" objectives of 2003 fair share percentage [see a) above] and require all of its prime contractors to include in their bid documents for subcontracts the negotiated fair share percentages.
- (d) Follow the six affirmative steps stated in 40 CFR 30.44(b) 40 CFR 31.36(e), 35.3145(d), or 35.6580, as appropriate.
- (e) For assistance awards for continuing environmental programs and assistance awards with institutions of higher education, hospitals and other non-profit organizations, submit an EPA Form 5700-52A, "MBE/WBE Utilization Under Federal Grants, Cooperative Agreements and Interagency Agreements" to the EPA Award Official by October 30 of each year. Other program reports must be submitted to the award official within 30 days of the end of the Federal fiscal quarter (January 30, April, July 30 and October 30).
- (f) In the event race and/or gender neutral efforts prove to be inadequate to achieve a fair share objective for MBE/WBEs, the recipient agrees to notify EPA in advance of any race and/or gender conscious action it plans to take to more closely achieve the fair share objective.

### **Programmatic Conditions**

1. The recipient must submit an annual Performance/Progress Report within 90 days after the reporting period and a final report within 90 days after the expiration or termination of grant support in accordance with 40 CFR Part 31.40 (b) (2).



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 300  
DENVER, COLORADO 80202-2466

<http://www.epa.gov/region08>

Ref: 8TMS-G

**AUG 17 2004**

**CONCURRENCE COPY**

James Mayo, Chairman  
Lincoln County Port Authority  
PO Box 1071  
Libby, MT 59923

Re: Stimson Mill Site  
V 978106-01

Dear Mr. Mayo:

We are pleased to inform you that we are approving your application for the Stimson Mill Site in the amount of \$50,000. This award represents 100% of the amount requested in your FY 2004 application.

Please sign and date all copies of the enclosed award, retain the recipient copy for your files and return the EPA copy to the Grants, Audit and Procurement Program Office (8TMS-G).

If you have any questions regarding the administrative requirements, please contact Marshelle Howard at (303) 312-7833 or via email at [howard.marshelle@epa.gov](mailto:howard.marshelle@epa.gov). If you have any questions regarding the technical requirements, contact Jim Christiansen at (303) 312-6748 or via email at [christiansen.jim@epa.gov](mailto:christiansen.jim@epa.gov).

As a reminder, grant payments for EPA Region 8 recipients has been transferred to the EPA Las Vegas Finance Center. Please refer to your notification letter for instructions or contact Bill Pumphrey at (702) 798-2493.

Sincerely,

/SIGNED/\_\_\_\_\_  
WAYNE ANTHOFER, 8TMS-G  
Wayne Anthofer, Director  
Grants, Audit & Procurement  
Program Office

Enclosures

cc: Paul Rumlhart, LCPA  
Ed Stamy, LCPA  
Jim Christiansen, 8EPR-SR  
Bill Pumphrey, LVFC

*Handwritten signature and date: 8/19/04*



Printed on Recycled Paper

## Document Readers

**EPA Funding Recommendation**

Title: Stimson Mill Site

## Document Status

Document Phase: Final  
Current Editor: Marshelle Howard  
Delegate: Emily Rodriguez

Last Modified: 08/02/2004  
Previous Editor: Max Dodson

## Section A - Project Information

1. Grant Number: 97810601-0	2. Grant Type: Non-Construction
3. Agreement Type: Cooperative Agreement	4. Awarding Region: EPA R8
5. Record Type: N	
6. Applicant Type: County	
7. Applicant Name: LCPA - Lincoln County Port Authority	
8. DUNS: 147298710	
9. Project Title: Superfund Cooperative Agreement	
10. Amount \$50,000 Requested:	
11. Program Code: V - Hazardous Substances Response Trust Fund	
12. CFDA: 66.809 - Superfund State and Indian Tribe Core Program Cooperative Agreements	
13. Statutory Auth: CERCLA: Sec. 104(d)(1)	
14. Delegation of Auth: 14-1 Superfund State Contracts and Cooperative Agreements	
15. Media: Superfund	
16. Project Period 07/01/2004 Start:	17. Project Period 10/01/2004 End:
18. Budget Period 07/01/2004 Start:	19. Budget Period 10/01/2004 End:
Please provide a description of the work to be accomplished in this project.	
20. Project Description: Land use planning for former Stimson Mill property within Libby Asbestos Site	

## Section B - Project Justification and Characteristics

1. Please describe the project objectives and how the project relates to the statutory authority. To help determine reasonably anticipated future land use, which supports CERCLA cleanup planning. CERCLA Section 104(d)(1) allows EPA to enter into cooperative agreements with States or political subdivisions thereof to carry out actions listed in Section 104, which include gathering information to help determine the need for, and choice of, response.

2. In accordance with Grants Policy Issuance (GPI) 04-02, describe how this project or program supports the Agency's strategic goal(s).  
Supports CERCLA cleanup; PRC 302DD2C  
If you wish to provide the additional optional description under GPI 04-02, please include it as an attachment to the "Project Justification Attachments".

3. Is this a Research Grant? No

4. Please explain any apparent duplicate or excessive efforts identified with this project (if applicable).  
NA

5. Could an invention be one of the results of this project? No

6. Does this agreement comply with the FGCAA? Yes

a. Enter or attach justification. Please See EPA Order 5700.1 entitled, "Policy for Distinguishing Between Assistance and Acquisition". EPA will not award a grant unless the decision to fund an assistance agreement is based upon criteria stated in the Order.

7. Based on a cost review analysis, all costs are necessary and reasonable in accordance with the Cost Review Guidance (GPI-00-05)"	Yes
a. Enter the Cost Review Analysis.	
8. Is this grant a Congressional earmark?	No
9. Is this a small grant as defined by the Small Grant Policy? If so, it must be fully funded.	No
10. Quality Assurance: Does this program or project include generation of environmental data, or use of existing environmental data?	No
11. Is the agreement funded with more than one Program Result Code?	No
12. Is this agreement funded with funds from more than one appropriation?	No
13. Does this project include preaward costs?	No
14. Does the project involve human subjects?	No
15. Does the project involve animal subjects?	No
16. Does the proposal include projects which will be performed entirely or in part outside of the United States?	No
17. Does the scope of the work involve conducting any conferences or workshops?	No
18. Is this a cooperative agreement which will include the survey or collection of identical information from 10 or more persons, or a grant which will include the survey or collection of identical information from 10 or more persons and under which EPA influenced the design, development or implementation of the survey? (See Grants Policy Issuance 99-1, Information Collection Requirements)	No
19. Will the award result in the development of any copyrighted software or written materials?	No
20. Does this award require White House notification before signature because it is energy related or for an amount equal to or greater than \$1 million?	No
21. Project Justification Attachments:	

#### Section C - Competition

1.a. Was the application selected through a competitive process in accordance with or consistent with EPA Order 5700.5?	No
2. Please select the reason this grant is not subject to competition requirements under EPA Order 5700.5.	Exempt from Order - 6.b
a. The grant is under a grant program exempt from competition in accordance with the following section of EPA Order 5700.5.	Section 6.b.
i. This project is under a program which has been determined to be exempt from competition for the following reason:	
Assistance award to State/Interstate/Local agencies and Tribes/Intertribal Consortia under listed environmental programs - 6.b.1	
Competition Code: P	

1.b. Competition Attachments:

#### Section D - Project Funding

Approved Budget	
Cost Category/ Classification (Nonconstruction)	Approved Allowable Budget Period Cost
1. Personnel	\$0
2. Fringe Benefits	\$0
3. Travel	\$0
4. Equipment	\$0
5. Supplies	\$0
6. Contractual	\$0
7. Construction	\$0
8. Other	\$0

9. Total Direct Costs	\$0
10. Indirect Costs	\$0
IDC Rate % Base \$	
11. Total	\$0
12. Total Requested Amount	\$50,000
13. Total Request To Fund Amt This Action	\$50,000

#### Section E - Project Funding Information

1. Does the funding for this action include any EPA In-Kind Contribution?	No
2. Is the funding Partial (Incremental) or Full?	Full
3. Is this project expected to generate program income?	No
5. Is the recipient providing cost sharing under this agreement?	No
6. Does this action include approval to carry forward obligated funds from prior years?	No
7. Does this Funding Recommendation document require the SRO signature?	No

#### Section F - Programmatic Special Conditions

##### Programmatic Conditions

Final report only is required.

#### Section G - Project Officer Approval

I have reviewed and approved the workplan/scope of work and budget for this project and I recommend the Award. Yes

Division: 8EPR-SR

Address: 999 18th Street, Suite 300

City: Denver

State: CO

Zip: 80202-2466

#### Section H - Review & Approvals

Read Access: Controlled

Readers: Jim Christiansen

Submitted:

Approvers:

Submitted:

Due Date:

Response	Concurrence By	Date

#### Section J - Commitment Clerk

#### Section K - Signatures

#### Approval Official Signature

Approval Official: Max Dodson

Title: Assistant Regional  
Administrator

Phone: 303-312-6598

Delegate: Wanda Taunton

Title:

Phone: 303-312-7081

Approval Official Signature: - Signed by Wanda Taunton/EPR/R8/USEPA/US on , according to /USEPA/US

#### Section L - Grant Specialist

#### Section M - Funding Recommendations Attachments

#### Section N - Origination Information

#### Section O - Notifications History

## Document Readers

**Commitment Notice**

Title: Stimson Mill Site

## Document Status

Document Phase: Final

Last Modified: 08/02/2004

Current Editor: Marshelle Howard

Previous Editor: Mandi Rodriguez

Delegate: Emily Rodriguez

## Commitment Notice Information

Grant Number: 97810601-0

Approved Ceiling: \$50,000

Commitment Amt: \$50,000

Commitment Type: Original Commitment

Agreement Type: Cooperative Agreement

Applicant Name: LCPA - Lincoln County Port Authority

DUNS: 147298710

Program Code: V - Hazardous Substances Response Trust Fund

Employer EIN: 20-0527707

Awarding Region: EPA R8

Responsibility Ctr:

Allowance Holder:

Is Contract Negotiator Allowed to exceed amount shown above by up to 10% without securing further approval for:

Allowed to Exceed: No

Description Of Project, Goods, or Services:

Description: Land use planning for former Stimson Mill property within Libby Asbestos Site

Task, Resp, or Other Local Identifier:

Identifier:

Special Comments and Instructions:

Comments:

## Commitment Notice Document Attachments

## Fiscal Information

Line	Site Name	DCN	Fiscal Yr	Approp Code	BO Code	PRC	Object Class	Amount	Site Project	Cost Org Code
1	LIBBY ASB	LPV182	2004	T	8AL0P	302DD2C	2507	50,000	08BCC004	C001

50,000

## Review

Read Access: Controlled

Readers: Jim Christiansen

Submitted:

Approvers:

Submitted:

Due Date:

Response	Approver	Date

## Fund Certifying Official Signature

Fund Certif Official: Mandi Rodriguez

Title:

Phone: 303-312-6697

Fund Certifying Official Signature: - Signed by Mandi Rodriguez/EPR/R8/USEPA/US on , according to /USEPA/US

Project Officer

Approving Region: EPA R8

Project Officer: Jim Christiansen

PO Phone: 303-312-6748

Origination Information

Notifications History

Roger  
Hoogerheide/R8/USEPA/US  
08/11/2004 02:41 PM

To Marshelle Howard/TMS/R8/USEPA/US@EPA  
cc Mandi Rodriguez/EPR/R8/USEPA/US@EPA  
bcc  
Subject Lincoln County Port Authority

ACTION: R SCREEN: REQL USERID: RRFI 08/11/04 04:33:44 PM  
\*\*\* REQUISITION ACCOUNTING LINE INQUIRY TABLE \*\*\*  
KEY IS TRANS CODE, REQ NO, LINE NO

TRANS CODE: RQ REQ NO: 048ALPV182

01- LINE NO: 001 BFY: 2004 APPR: T RPIO: 08  
BUDGET ORG: 8AL0P PE: 302DD2E LINE AMT: 50,000.00  
COST ORG: C001 SITE/PROJ: 08BCCO04 CLOSED AMT: 0.00  
BOC: 4185 RPTG CATG: OBLG AMT: 0.00  
LAST CHG STATUS: DESCRIPTION: LPCA COOP AGREEMENT  
02- LINE NO: BFY: APPR: RPIO:  
BUDGET ORG: PE: LINE AMT:  
COST ORG: SITE/PROJ: CLOSED AMT:  
BOC: RPTG CATG: OBLG AMT:  
LAST CHG STATUS: DESCRIPTION:  
03- LINE NO: BFY: APPR: RPIO:  
BUDGET ORG: PE: LINE AMT:  
COST ORG: SITE/PROJ: CLOSED AMT:  
BOC: RPTG CATG: OBLG AMT:  
LAST CHG STATUS: DESCRIPTION:

02-\*L009 HEADER CHANGE